

FEDERAL BUREAU OF INVESTIGATION  
FOI/PA  
DELETED PAGE INFORMATION SHEET  
FOI/PA# 1202154-0

Total Deleted Page(s) = 6  
Page 44 ~ Duplicate;  
Page 45 ~ Duplicate;  
Page 46 ~ Duplicate;  
Page 98 ~ b6; b7C;  
Page 99 ~ b6; b7C;  
Page 121 ~ Duplicate;

XXXXXXXXXXXXXXXXXXXXXXXXXXXXX  
X Deleted Page(s) X  
X No Duplication Fee X  
X For this Page X  
XXXXXXXXXXXXXXXXXXXXXXXXXXXXX

UNITED STATES GOVERNMENT

INSTRUCTIONS - Reverse side

# Memorandum

TO : Director, FBI.  
Att: Special Investigative Division

DATE: 6/19/75 65106

FROM : SAC, MINNEAPOLIS (89-281) (P)

SUBJECT: RUSSELL CHARLES MEANS

LIEUTENANT  
BUREAU OF INDIAN AFFAIRS  
AFO  
OO: MINNEAPOLIS

FUGITIVE

- ☒ Initial Submission  
☐ Supplements FD-65 dated \_\_\_\_\_  
☐ Photograph not needed

Indicate following:

- ☐ Extremist (Black)  
☐ Extremist (White)  
☐ Rev. Act.  
☐ Other Security background  
☒ None of these

Caution	MKE	Name	[REDACTED]		NAM	Sex	SEX	Race	RAC
						M			
Place of Birth	[REDACTED]		DOB	Date	DOB	Height	HGT	Weight	WGT
						5'11"		175	
Eye Color	EYE	Hair Color	HAI	FBI No.	FBI	Skin Tone	SKN		
Brown		Black							
Scars, Marks, Tattoos, etc.									SMT
NCIC Fingerprint Classification			FPC	Other Identifying Number		MNU	Social Security #		SOC
Operator's License Number			OLN	Operator's License State		OLS	Year Expire		OLY
Offense Charged OFF			[REDACTED]						
U. S. Code, Title and			[REDACTED]						
Warrant Issued By			HARRY J. PEARCE, U. S. Magistrate		6/8/75		DOW		F.O. File #
Date PBV or Bond Default Case Referred to Office			[REDACTED]		89-3220				
Miscellaneous Including Bond Recommended			Bond recommended \$5,000 cash or surety		Fingerprint Classification (Henry System)				
ARMED AND DANGEROUS					JUN 13 1975				
LICENSE PLATE AND VEHICLE INFORMATION									
License Plate Number		LIC	State	LIS	Year Expires	LIY	License Plate Type		LIT
Vehicle Identification #		VIN	Year	VYR	Make	VMA	Model	VMO	Style
								VST	Color
								VCO	
Aliases					Additional Identifiers				
[REDACTED]					[REDACTED]				

1 - Bureau  
2 - Minneapolis  
dkp

**FBI**  
**U.S. DEPT. OF JUSTICE**  
**INSTRUCTIONS**

1. **Caution (MKE)** - Insert "C" in block if caution statement indicated. Basis for caution statement must appear in Miscellaneous block, e.g. armed and dangerous.
2. **Name (NAM)** - Place name in block. Aliases are not to be entered in this block but are to be placed in Aliases block.
3. **Sex (SEX)** - Sex will be designated by one letter, M (male) or F (female).
4. **Race (RAC)** - Race will be described by one letter, W (white), N (Negro), I (Indian), C (Chinese), J (Japanese), O (all other). Mexicans who are not definitely Indian or other nonwhite should be described as "W".
5. **Place of Birth (POB)** - Indicate city and state or, if foreign born, city and country. Where multiple birthplaces are reported, list verified birthplace or that which appears most logical in this block.
6. **Birth Date (DOB)** - Enter as month, day and year. Where multiple birth dates are reported, enter verified birth date or that which appears most logical in this block. Place other dates of birth in Additional Identifiers block.
7. **Height (HGT)** - Express in feet and inches, e.g., 6'0". Round off fractions to nearest inch.
8. **Weight (WGT)** - Express in pounds. Omit fractions.
9. **Eye Color (EYE)** - Use appropriate three character symbol.
10. **Hair Color (HAL)** - Use appropriate three character symbol.
11. **Skin Tone (SKN)** - Use appropriate three character symbol.
12. **Scars, Marks, Tattoos, etc. (SMT)** - Place in this block only appropriate NCIC coding for scars, marks, tattoos, birthmarks, deformities, missing body parts and artificial body parts as defined in NCIC Operating Manual. If more than one SMT is to be entered, use Additional Identifiers block for additional appropriately coded items. Use Miscellaneous block to describe all scars, marks, tattoos, etc. which are not defined in the NCIC Operating Manual and to more fully describe SMT's which have been entered in SMT block. For example, an appendectomy scar, not being readily visible, would be described in the Miscellaneous block. A tattoo on right arm, shown as TAT R ARM in block, might be further described in Miscellaneous block as a rose tattoo on inside of lower right arm.
13. **NCIC Fingerprint Classification (FPC)** - Enter NCIC fingerprint classification.
14. **Other Identifying Number (MNU)** - Miscellaneous numbers may be entered with appropriate identifiers (prefixes) as shown below. For first miscellaneous identifying number, use MNU block. When military service number is in fact Social Security Account Number, the number should be entered in both MNU and SOC blocks. Additional identifying numbers are placed in Additional Identifiers block. The identifier (prefix) should precede the number and be separated from the number by use of a hyphen.
  - AF - Air Force Serial Number
  - AR - Alien Registration Number
  - AS - Army Serial Number, National Guard Serial Number or Air National Guard Serial Number (regardless of State)
  - CG - U. S. Coast Guard Serial Number
  - MD - Mariner's Document or Identification Number
  - MC - Marine Corps Serial Number
  - MP - Royal Canadian Mounted Police Identification Number
  - NS - Navy Serial Number
  - PP - Passport Number
  - PS - Post Security Card Number
  - SS - Selective Service Number
  - VA - Veterans Administration Claim Number
15. **Fingerprint Classification (Henry System)** - The Henry System fingerprint classification is to be placed in this block, when available. Do not enter in NCIC.
16. **Social Security Number (SOC)** - Place subject's Social Security Account Number in this block.
17. **Operator's License Number** - Place subject's operator's license number in OLN block. Also show licensing state (OLS) and year license expires (OLY).
18. **Warrant Issued By-On (DOW)** - In Escaped Federal Prisoner cases enter date of escape in DOW block.
19. **Miscellaneous (MIS)** - Enter additional pertinent information in this block. If caution statement used, basis for statement must be set forth as first item in this block.
20. **License Plate and Vehicle Information** - Place information concerning license plate and/or vehicle known to be in the possession of subject in appropriate blocks under License Plate and Vehicle Information heading.
21. **Additional Identifiers** - Enter information concerning additional license plates (number, state, year expires, and where applicable, type); Social Security Numbers; operator's license number, state and year expires; vehicle information (VIN, VYR, VMA, VMO, VST, VCO); MNU's (see list in item 13 above); visible scars, marks, tattoos, etc.; and dates of birth. Clearly identify what data is being set forth; e.g. Social Security # 423-56-3294; Michigan operator's license 234567, expires 1972; DOB's 4/5/32, 5/3/32; etc.
22. Changes and deletions should be so indicated in the appropriate blocks.

FEDERAL BUREAU OF INVESTIGATION  
COMMUNICATIONS SECTION

JUN 9 1975  
TELETYPE

Assoc. Dir. \_\_\_\_\_  
Dep.-A.D.-Adm. \_\_\_\_\_  
Dep.-A.D.-Inv. \_\_\_\_\_  
Asst. Dir.:  
Admin. \_\_\_\_\_  
Comp. Syst. \_\_\_\_\_  
Ext. Affairs \_\_\_\_\_  
Files & Com. \_\_\_\_\_  
Gen. Inv. \_\_\_\_\_  
Ident. \_\_\_\_\_  
Inspection \_\_\_\_\_  
Intell. \_\_\_\_\_  
Laboratory \_\_\_\_\_  
Plan. & Eval. \_\_\_\_\_  
Rec. Mgmt. ☒  
Training \_\_\_\_\_  
Legal Coun. \_\_\_\_\_  
Telephone Rm. \_\_\_\_\_  
Director Sec'y \_\_\_\_\_

NR 011 MP CODED

9:30 PM NITEL JUNE 9, 1975 MRH

TO DIRECTOR

FROM MINNEAPOLIS (89-231) (P)

NOTED  
RUSSELL MEANS;

FUGITIVE; LT.

BUREAU OF INDIAN AFFAIRS (BIA) - AFO; OO: MINNEAPOLIS.

COMPLAINT AUTHORIZED AND WARRANT ISSUED ON MEANS AND  
MEANS TAKEN INTO CUSTODY THIS DATE AND IS UNDER GUARD ST. ULEXIS  
HOSPITAL, BISMARCK, N.D., BY U.S. MARSHAL. MEANS IN SATISFACTORY  
CONDITION AND WILL APPEAR BEFORE U.S. MAGISTRATE WHEN ABLE. LOCAL  
WARRANTS CHARGING MEANS AND OTHERS WITH ASSAULT NOT EXECUTED AS YET.

FBI IDENTIFICATION DIVISION REQUESTED TO FURNISH MINNEAPOLIS  
UPDATE IDENTIFICATION RECORDS OF RUSSELL CHARLES MEANS, FBI NUMBER  
877277 C, AND DOB BY  
FACSIMILE.

BUREAU WILL BE KEPT ADVISED.

ARMED AND DANGEROUS.

END

HOLD

EX-105

REC-1

89-3220-2

3 JUN 12 1975

Data Processing

55 JUL 31 1975  
cc ②-6

*Records sent to SAC, MP  
#1 as p #2 mp, via  
fax. 6-10-75*

FEDERAL BUREAU OF INVESTIGATION  
COMMUNICATIONS SECTION

JUN 9 1975

TELETYPE

CC - ADEX FLASH

NR 011 MP CODED

6-10-75

9:30 PM NITEL JUNE 9, 1975 MRH

TO DIRECTOR

FROM MINNEAPOLIS (89-231) (P)

RUSSELL MEANS; [REDACTED]

FUGITIVE; LT. [REDACTED]

BUREAU OF INDIAN AFFAIRS (BIA) - [REDACTED]

AFO; OO: MINNEAPOLIS.

Assoc. Dir.	_____
Dep. A.D.-Adm.	_____
Dep. A.D.-Inv.	_____
Asst. Dir.:	_____
Admin.	_____
Comp. Syst.	_____
Ext. Affairs	_____
Files & Com.	_____
Gen. Inv.	_____
Ident.	_____
Inspection	_____
Intell.	_____
Laboratory	_____
Plan. & Eval.	_____
Spec. Inv.	_____
Training	_____
Legal Coun.	_____
Telephone Rm.	_____
Director Sec'y	_____

COMPLAINT AUTHORIZED AND WARRANT ISSUED ON MEANS AND [REDACTED]

MEANS TAKEN INTO CUSTODY THIS DATE AND IS UNDER GUARD ST. ULEXIS HOSPITAL, BISMARCK, N.D., BY U.S. MARSHAL. MEANS IN SATISFACTORY CONDITION AND WILL APPEAR BEFORE U.S. MAGISTRATE WHEN ABLE. LOCAL WARRANTS CHARGING MEANS AND OTHERS WITH ASSAULT NOT EXECUTED AS YET.

FBI IDENTIFICATION DIVISION REQUESTED TO FURNISH MINNEAPOLIS UPDATE IDENTIFICATION RECORDS OF RUSSELL CHARLES MEANS, FBI NUMBER 877277 C, AND [REDACTED] DOB [REDACTED] BY [REDACTED] FACSIMILE.

BUREAU WILL BE KEPT ADVISED.

ARMED AND DANGEROUS.

END

HOLD

*R. Gordon*  
*Fugitive*  
*CEG*  
*2/11*

0-9

89-3220-2

COMMUNICATIONS SECTION

JUN 8 1975

TELETYPE

NR005 MP CODED

1:00 AM SENT ON 6/8/75 NITEL JUNE 7, 1975 DCW

TO DIRECTOR

FROM MINNEAPOLIS (89-NEW) (P)

RUSSELL MEANS;

LT.

BUREAU OF

INDIAN AFFAIRS (BIA)

AFO; OO: MINNEAPOLIS.

RUSSELL MEANS,

AND [REDACTED] ARRESTED BY BIA, FT. YATES, NORTH DAKOTA,

[REDACTED] DURING EARLY EVENING, FOLLOWING ASSAULT BY THE ABOVE INDIVIDUALS

AGAINST SEVERAL BAR PATRONS AT FT. RICE, ORTON COUNTY, NORTH DAKOTA,  
AT APPROXIMATELY 2:30 PM, [REDACTED] RUSSELL MEANS OBSERVED A  
BAR WITH 30-30 RIFLE.

THE [REDACTED] AT FORT RICE OCCURRED ON STATE LAND AND MORTON COUNTY  
AUTHORITIES HAVE ISSUED FELONY WARRANTS CHARGING ALL THE INDIVIDUALS  
IN CUSTODY WITH [REDACTED] REC 53

THE ARREST TOOK PLACE IN NORTH DAKOTA ON THE STANDING ROCK SIOUX  
INDIAN RESERVATION, AGENCY HEADQUARTERS AT FORT YATES. BIA POLICE  
OFFICER [REDACTED] RESPONDING TO A REQUEST FOR ASSISTANCE FROM MORTON  
COUNTY AUTHORITIES, LOCATED VEHICLES ON THE RESERVATION BELIEVED  
INVOLVED IN THE BAR ASSAULT. AS LT. [REDACTED] APPROACHED, RUSSELL MEANS  
STOPPED LT. [REDACTED]

Assoc. Dir. \_\_\_\_\_  
Dep. A.D. Adm. \_\_\_\_\_  
Dep. A.D. Inv. \_\_\_\_\_  
Asst. Dir.: \_\_\_\_\_  
Admin. \_\_\_\_\_  
Comp. Syst. \_\_\_\_\_  
Ext. Affairs \_\_\_\_\_  
Files & Com. \_\_\_\_\_  
Gen. Inv. \_\_\_\_\_  
Ident. \_\_\_\_\_  
Inspection \_\_\_\_\_  
Intell. \_\_\_\_\_  
Laboratory \_\_\_\_\_  
Plan. & Eval. \_\_\_\_\_  
Spec. Inv. \_\_\_\_\_  
Training \_\_\_\_\_  
Legal Coun. \_\_\_\_\_  
Telephone Rm. \_\_\_\_\_  
Director Sec'y \_\_\_\_\_

b6  
b7C

F30  
Relay by MC to [REDACTED] to [REDACTED] with Analysis & Evaluation Unit  
AAG-Crim. Sec. [REDACTED] Internal Security Sec. & Gen. Crimes Sec.  
115MS + 11555; GR:MK 6/8/75

PAGE TWO MP 89-NEW

[REDACTED] WHOM LT. [REDACTED]

RUSSELL MEANS WAS JOINED BY [REDACTED] AND BOTH  
BECAME BELLIGERENT AND THEN AGGRESSIVE. LT. [REDACTED] PLACED [REDACTED]

ARREST FOR THE TRIBAL OFFENSE OF [REDACTED]

[REDACTED] RESISTED AND WAS ASSISTED BY RUSSELL MEANS. [REDACTED] WAS  
FORCED TO USE A SHOT GUN TO PREVENT OTHER PEOPLE PRESENT FROM INTER-  
FERING. LT. [REDACTED] DREW HIS REVOLVER AND DURING AN ENSUING STRUGGLE  
BETWEEN LT. [REDACTED], MEANS AND [REDACTED], LT. [REDACTED] SERVICE REVOLVER  
ACCIDENTALLY DISCHARGED STRIKING MEANS IN THE BUTTOCK. MEANS IS  
HOSPITALIZED IN GOOD CONDITION FOR OVERNIGHT OBSERVATION AT FORT YATES.  
RUSSELL MEANS WAS ARRESTED ON THE TRIBAL OFFENSE OF BEING INTOXICATED  
ON THE HIGHWAY. THE OTHER INDIVIDUALS ARRESTED WERE ALSO CHARGED WITH  
TRIBAL OFFENSES ARISING OUT OF THE SAME INCIDENT.

b6  
b7C

AUSA [REDACTED] BISMARCK, NORTH DAKOTA, ADVISED ON  
[REDACTED] THAT HE WAS WITHHOLDING PROSECUTIVE OPINION ON AFO CHARGES AT  
THIS TIME AND WILL RENDER A DECISION MONDAY 6/9/75. HE ALSO ADVISED  
THAT MORTON COUNTY, NORTH DAKOTA AUTHORITIES SHOULD PROCEED WITH  
LOCAL [REDACTED] CHARGES. SUBJECTS BEING TURNED OVER TO MORTON COUNTY,  
NORTH DAKOTA AUTHORITIES 6/8/75.

PAGE THREE MP 89-NEW

ALL SUBJECTS ARE AMERICAN INDIANS.

[REDACTED] WAS BORN [REDACTED]

b6  
b7C

[REDACTED]  
AND [REDACTED]

[REDACTED]  
DATES OF BIRTH NOT AVAILABLE FOR

[REDACTED] AND [REDACTED]

INVESTIGATION CONTINUING.

ALL SUBJECTS SHOULD BE CONSIDERED POSSIBLY ARMED AND DANGEROUS IN  
VIEW OF RUSSELL MEANS POSSESSION OF A 30-30 RIFLE AT FORT RICE,  
NORTH DAKOTA, ON [REDACTED]  
END

TMA ACK FORONE FBIHQ CLR



FEDERAL BUREAU OF INVESTIGATION  
COMMUNICATIONS SECTION

JUN 18 1975

TELETYPE

NR 005 MP CODED

6:58 PM NITEL JUNE 18, 1975

TO DIRECTOR

FROM MINNEAPOLIS (89-231) (P)

RUSSELL CHARLES MEANS; [REDACTED]

- FUGITIVE

LIEUTENANT [REDACTED], BUREAU OF INDIAN AFFAIRS [REDACTED] AFO.

OO: MINNEAPOLIS.

RE MINNEAPOLIS REPORT OF SA [REDACTED] JUNE 13, 1975.

[REDACTED] VOLUNTARILY SURRENDERED TO U.S.

MARSHAL, BISMARCK, NORTH DAKOTA, EVENING OF JUNE 17, 1975, ACCOMPANIED BY [REDACTED] COUNCIL, UNITED TRIBES EMPLOYMENT TRAINING CENTER, BISMARCK, AND IMMEDIATELY AFFORDED HEARING BEFORE U.S. MAGISTRATE HARRY J. PEARCE. PEARCE RELEASED [REDACTED] ON \$5,000 UNSECURED BOND AND APPOINTED [REDACTED] BISMARCK, AS COUNCIL.

PRELIMINARY HEARING FOR MEANS AND [REDACTED] SCHEDULED FOR USDC, BISMARCK, NORTH DAKOTA, 1:30 PM JULY 10, 1975.

MEANS FREE ON \$25,000 UNSECURED BOND ON MORTON COUNTY, NORTH DAKOTA CHARGES AND PRELIMINARY HEARING SCHEDULED FOR JUNE 26, 1975 AT MANDAN, NORTH DAKOTA.

REC-104

FUGITIVE CREDIT CLAIMED FOR [REDACTED]

ARMED AND DANGEROUS.

END

Assoc. Dir. \_\_\_\_\_  
Dep. A.D.-Adm. \_\_\_\_\_  
Dep. A.D.-Inv. \_\_\_\_\_  
Asst. Dir. \_\_\_\_\_  
Admin. \_\_\_\_\_  
Comp. Syst. \_\_\_\_\_  
Ext. Affairs \_\_\_\_\_  
Files & Com. \_\_\_\_\_  
Gen. Inv. \_\_\_\_\_  
Ident. \_\_\_\_\_  
Inspection \_\_\_\_\_  
Intell. \_\_\_\_\_  
Laboratory \_\_\_\_\_  
Plan. & Eval. \_\_\_\_\_  
Spec. Inv. \_\_\_\_\_  
Training \_\_\_\_\_  
Legal Coun. \_\_\_\_\_  
Telephone Rm. \_\_\_\_\_  
Director Sec'y \_\_\_\_\_

b6  
b7c

CC - GEN. INV. 1044  
JUL 24 1975

13 JUN 19 1975

DATA PROCESSING

FEDERAL BUREAU OF INVESTIGATION  
COMMUNICATIONS SECTION

JUN 10 1975

TELETYPE

NR 006 MP CODE

4:20 PM URGENT 6-10-75 JMJ

TO DIRECTOR

FROM MINNEAPOLIS (89-231) (P)

RUSSELL CHARLES MEANS;

- FUGITIVE;

LIEUTENANT [REDACTED] BUREAU OF INDIAN AFFAIRS

AFO;

OO: MINNEAPOLIS.

REMPNITELS TO THE BUREAU DATED JUNE 8, 1975, AND JUNE 9, 1975.

MEANS AFFORDED HEARING BEFORE U.S. MAGISTRATE, BISMARCK,

NORTH DAKOTA, JUNE 10, 1975 AT 11:00 A.M. AND ORDERED RELEASED BY

U.S. MAGISTRATE HARRY J. PEARCE, ON \$5,000 UNSECURED BOND. MEANS

HAS DEMANDED PRELIMINARY HEARING.

UNITED TRIBE'S

EMPLOYMENT TRAINING CENTER, BISMARCK, NORTH DAKOTA, WAS COUNSELOR

FOR MEANS AT HEARING. ACCORDING TO DEPUTY U.S. MARSHAL

ATTORNEY, IS ALLEGEDLY ARRIVING BISMARCK, JUNE 11,

1975.

REC 53

89-3220-5

MORTON COUNTY WARRANT OF ARREST CHARGING MEANS WITH ASSAULT, A  
FELONY, WAS SERVED ON MEANS AT 4:30 P.M., JUNE 9, 1975; BOND  
RECOMMENDED \$25,000. HEARING NOT YET SCHEDULED.

JUN 13 1975

ARMED AND DANGEROUS.

END

LSG FBIHQ CLR AND TKS

CC: GENERAL INV. DIV.

Assoc. Dir. \_\_\_\_\_  
Dep.-A.D.-Adm. \_\_\_\_\_  
Dep.-A.D.-Inv. \_\_\_\_\_  
Asst. Dir.: \_\_\_\_\_  
Admin. \_\_\_\_\_  
Comp. Syst. \_\_\_\_\_  
Ext. Affairs \_\_\_\_\_  
Files & Com. \_\_\_\_\_  
Gen. Inv. \_\_\_\_\_  
Ident. \_\_\_\_\_  
Inspection \_\_\_\_\_  
Intell. \_\_\_\_\_  
Laboratory \_\_\_\_\_  
Plan. & Eval. \_\_\_\_\_  
Spec. Inv. \_\_\_\_\_  
Training \_\_\_\_\_  
Legal Coun. \_\_\_\_\_  
Telephone Rm. \_\_\_\_\_  
Director Sec'y \_\_\_\_\_

b6  
b7c

57 JUN 11 1975 339

## FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE MINNEAPOLIS	OFFICE OF ORIGIN MINNEAPOLIS	DATE 6/13/75	INVESTIGATIVE PERIOD 6/7-10/75
TITLE OF CASE CL-MP w/t 6-9-75 RUSSELL CHARLES MEANS - T.C. Par Post R - FUGITIVE		REPORT MADE BY SA [redacted]	TYPED BY 11
LT [redacted] BUREAU OF INDIAN AFFAIRS - [redacted]		CHARACTER OF CASE AFO	7-8-75 b6 b7C

REFERENCE:

Minneapolis teletypes to the Bureau, 6/7/75, 6/9/75, and 6/10/75.

-P-

ADMINISTRATIVE:

Fugitive form letter (FD-65) for [redacted] submitted 6/10/75.

RUSSELL CHARLES MEANS arrested prior to transcription of FD-65. Fugitive credit claimed.

FBI Case Status Forms (FD-320) for [redacted] and RUSSELL CHARLES MEANS, submitted to U. S. Attorney, Fargo, North Dakota, 6/8/75.

ACCOMPLISHMENTS CLAIMED						<input type="checkbox"/> NONE	ACQUIT- TALS	CASE HAS BEEN: PENDING OVER ONE YEAR <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO PENDING PROSECUTION OVER SIX MONTHS <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
CONVIC	AUTO.	FUG.	FINES	SAVINGS	RECOVERIES			
APPROVED COPIES MADE: 3 - Bureau 1 - USA, Fargo, North Dakota 1 - USA, Sioux Falls, South Dakota 4 - Minneapolis (89-231) <i>Only two copies of report received</i>						SPECIAL AGENT IN CHARGE		
DO NOT WRITE IN SPACES BELOW						89-3220-6 REC-59		
Dissemination Record of Attached Report						22 JUN 20 1975 EX-101		
Agency: DoJ						FUG/SUP [redacted]		
Request Recd: [redacted] 173078						UNIFORMED [redacted]		
Date Fwd: 6-19-75						DATE PROC		
How Fwd: 70 JUN 30 1975								
By: [redacted]								

ADMINISTRATIVE CONT.

An extra copy of this report is being furnished to FBIHQ in order to disseminate a copy to [redacted] Office of Indian Rights, Civil Rights Division, U. S. Department of Justice.

b6  
b7C

LEADS

MINNEAPOLIS

AT BISMARCK, NORTH DAKOTA

1. Attempt to locate and apprehend [redacted]
2. Identify and interview witnesses to captioned offense.
3. Obtain medical reports concerning RUSSELL CHARLES MEANS.
4. Follow and report prosecutive action in USDC, Bismarck.

AT MANDAREE (FT. BERTHOLD INDIAN RESERVATION), NORTH DAKOTA

Attempt to locate and interview witnesses [redacted] and [redacted]

AT ROSEBUD, SOUTH DAKOTA

1. Alert BIA officials concerning [redacted] fugitive status and attempt to locate and apprehend [redacted]

**UNITED STATES DEPARTMENT OF JUSTICE  
FEDERAL BUREAU OF INVESTIGATION**

Copy to: 1 - USA, Fargo, North Dakota  
1 - USA, Sioux Falls, South Dakota

Report of: [REDACTED]  
Date: June 13, 1975

Office: Minneapolis, Minnesota

Field Office File #: 89-231

Bureau File #:

Title: **RUSSELL CHARLES MEANS:**  
[REDACTED]  
**LIEUTENANT [REDACTED] BUREAU**  
**OF INDIAN AFFAIRS [REDACTED]**

b6  
b7C

Character: **ASSAULT OF A FEDERAL OFFICER**

Synopsis: **RUSSELL CHARLES MEANS**, an American Indian male born 11/10/39, and [REDACTED] an American Indian male born [REDACTED] were arrested by [REDACTED] Lieutenant of Police, Bureau of Indian Affairs (BIA), near Cannon Ball, North Dakota, on the Standing Rock Indian Reservation, on [REDACTED] for violation of a tribal ordinance. MEANS and [REDACTED] resisted arrest forcing Lieutenant [REDACTED] to physically subdue them. MEANS was shot in the left side and buttock when Lieutenant [REDACTED] revolver accidentally discharged. On 6/8/75, [REDACTED] Assistant U. S. Attorney, Bismarck, North Dakota, authorized prosecution of MEANS and [REDACTED] for violation of [REDACTED] and recommended \$5,000 bond, cash or surety, for each defendant. A complaint was filed by SA [REDACTED] on 6/8/75, before HARRY J. PEARCE, U. S. Magistrate, Bismarck, who issued warrants of arrest for MEANS and [REDACTED]. MEANS was placed under arrest by U. S. Marshal [REDACTED] at St. Alexius Hospital, Bismarck, where MEANS was a patient, on 6/9/75. MEANS was released from custody on 6/10/75 by U. S. Magistrate PEARCE on \$5,000 unsecured bond. Preliminary hearing scheduled for 1:30 p.m., 6/19/75, U. S. District Court, Bismarck. MEANS taken into custody by Morton County, North Dakota, Sheriff LEO SNIDER, 6/10/75, following Federal release, for aggravated assault and battery; recommended bond \$25,000. FBI Identification Records for MEANS, FBI No. 877 277 C, and [REDACTED] FBI No. [REDACTED] set forth.  
**ARMED AND DANGEROUS:**

-P-

## TABLE OF CONTENTS

	<u>PAGE</u>	
I. <u>PREDICATION</u>	3	
II. <u>WITNESS INTERVIEWS</u>		
1. [REDACTED], Ft. Rice Bar, Ft. Rice, North Dakota	4	b6 b7C
2. [REDACTED], Special Officer, Bureau of Indian Affairs (BIA), Ft. Yates, North Dakota	5-9	
3. [REDACTED], Lieutenant of Police, BIA, Cannon Ball, North Dakota	10	
4. [REDACTED] BIA, Ft. Yates, North Dakota	11-12	
5. [REDACTED], Agency Special Officer, BIA, Ft. Yates, North Dakota	13	
III. <u>PROSECUTIVE ACTION</u>		
1. Federal	14-15	
2. State	15	
3. Tribal	15	
IV. <u>FBI IDENTIFICATION RECORDS</u>		
1. RUSSELL CHARLES MEANS	16-20	
2. [REDACTED]	21-22	

DETAILS:

At Bismarck, North Dakota

This investigation was predicated upon receipt of a telephone call from [redacted] Special Officer, Bureau of Indian Affairs, Ft. Yates, North Dakota, at 5:10 p.m., on [redacted] advising that RUSSELL CHARLES MEANS had been shot accidentally by Lieutenant [redacted] Bureau of Indian Affairs, Cannon Ball, North Dakota, on June 7, 1975 when MEANS had resisted arrest by Lieutenant [redacted] Mr. [redacted] advised that other individuals were also in custody in connection with the incident.

b6  
b7C

## FEDERAL BUREAU OF INVESTIGATION

(1)

6/13/75

Date of transcription

[redacted] Ft. Rice Bar, Ft. Rice, Morton County, North Dakota, provided the following information commencing at approximately 6:45 p.m., concerning an incident which allegedly took place at the Ft. Rice Bar during the afternoon of [redacted]

b6  
b7C

At approximately 2:30 p.m., C.D.T., [redacted] three Indians came into the Ft. Rice Bar where [redacted] was tending bar. One man came to the bar, and two sat at tables. Several more Indians then came into the bar.

[redacted] observed [redacted] standing at one end of the bar. RUSSELL MEANS came up to the bar and [redacted] observed that MEANS was holding a 30-30 rifle. The Indians were looking for [redacted] of the Buckhorn Bar, Mandan, North Dakota.

MEANS was trying to place a round of ammunition in the rifle and [redacted] told him several times to take it out.

[redacted] and [redacted] were customers in the bar. An unknown Indian male began picking on [redacted]

[redacted] came around to the table area from behind the bar and [redacted] got hit with a rifle, but RAMBO did not actually observe the striking. After several of the Indians beat up [redacted] they beat up [redacted] got away and went to report what had happened to [redacted] owner of the Ft. Rice Bar, and [redacted] subsequently reported the incident to the Morton County Sheriff.

Interviewed on [redacted] Ft. Rice, Morton County, File # MP 89-231, Dakota

by SA'S [redacted] 11 Date dictated 6/11/75

-4-



## FEDERAL BUREAU OF INVESTIGATION

(1)

Date of transcription 6/13/75

[redacted] Special Officer, Bureau of Indian Affairs (BIA), Fort Yates, North Dakota, provided the following information:

At 3:42 p.m., [redacted], a radio message was received at the Police Department, Ft. Yates, from the Morton County Sheriff's Office, Mandan, North Dakota, that RUSSELL MEANS, and a group of Indians had assaulted two persons at Ft. Rice, Morton County, North Dakota. The identities of the victims were not furnished by the Morton County Sheriff.

At 3:52 p.m., Lieutenant [redacted] BIA, observed several individuals, a pickup truck, and three other vehicles just south of the Cannon Ball River, on the Standing Rock Indian Reservation, that he considered were possibly related to the alleged offense at Ft. Rice. Lieutenant [redacted] whom Lieutenant [redacted] to assist him in the investigation.

At 4:31 p.m., Lieutenant [redacted] was stopped by RUSSELL MEANS who was standing in the middle of the highway, south of the [redacted] residence in Sioux County, on the Standing Rock Indian Reservation. Lieutenant [redacted] got out of his police vehicle and MEANS asked Lieutenant [redacted] what he wanted. [redacted] replied, "Nothing, what do you want?" [redacted] told Lieutenant [redacted] "We don't want you harassing us". Lieutenant [redacted] replied, "I'm not harassing you. If I was harassing you, I'd be over checking you out". RUSSELL MEANS stated, "Check me out then." [redacted] replied, "I have no reason to check you out". MEANS was standing in front of [redacted] police vehicle.

MEANS then asked [redacted] "Who are you?" [redacted] replied, "I'm [redacted]". MEANS said, "You're a tough son of a bitch". [redacted] then started moving toward [redacted] so [redacted] grabbed him, [redacted] resisted, and Lieutenant [redacted] said, "You're under arrest". MEANS started towards Lieutenant [redacted] so [redacted] said to MEANS, "You're under arrest, too".

At this point, others in MEANS' group began to surround Lieutenant [redacted] as Lieutenant [redacted] was holding on to [redacted]

Interviewed on [redacted] at Ft. Yates, North Dakota File # MP 89-231

by SA'S [redacted]

11

Date dictated 6/10/75

Lieutenant [ ] drew his revolver and threw RUSSELL MEANS down and in doing so, Lieutenant [ ] revolver discharged accidentally. The bullet apparently ricocheted off the highway surface striking MEANS in the buttock.

b6  
b7C

MEANS then refused to get in the police vehicle, requiring Lieutenant [ ] to pick up MEANS and place him in the vehicle.

[ ] held off the rest of MEANS' group with a riot gun and the group dispersed. Lieutenant [ ] transported [ ] and MEANS to Ft. Yates and was followed there by the same group.

At 5:00 p.m., MEANS refused medical assistance from Dr. [ ] at the U. S. Public Health Service Hospital, Ft. Yates, North Dakota. MEANS stated he would receive treatment from his medicine man, stating to Dr. [ ] that he knew his rights and could not be compelled to receive medical treatment. Special Officer [ ] then instructed Lieutenant [ ] to place MEANS in the Ft. Yates jail.

Taken into BIA custody at Ft. Yates, besides RUSSELL MEANS, and [ ], who was born [ ] Social Security Account Number [ ] a resident of Rosebud, South Dakota, were the following:

[ ], Blaine, Minnesota, born [ ] Social Security Account Number [ ]

[ ], United Tribes Employment Training Center, Bismarck, North Dakota, born [ ] Social Security Account Number [ ]

[ ] not further described;

[ ] not further described;

[ ] born [ ] and

[ ] born [ ]

MP 89-231

Mr. [REDACTED] advised Complaints for presentation before the Tribal Court, Standing Rock Sioux Tribe, Ft. Yates, North Dakota, had been prepared by the Ft. Yates Police Department, charging violation of tribal code as follows:

No. One

Defendant  
Complainant  
Date of Offense  
Tribal Code Violation  
Charge

RUSSELL MEANS

Lieutenant [REDACTED]

Section 8.17D

"Defendant did willfully and unlawfully, while intoxicated did stagger on to the highway into the driving lane."

b6  
b7C

No. Two

Defendant  
Complainant  
Date of offense  
Tribal Code violation  
Charge

[REDACTED]  
Lieutenant [REDACTED]  
[REDACTED]

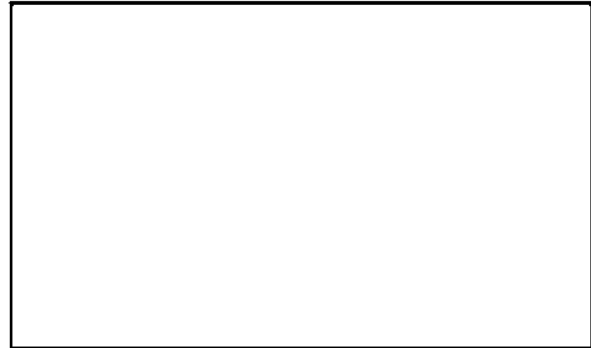
No. Three

Defendant  
Complainant  
Date of offense  
Tribal Code violation  
Charge

[REDACTED]

No. Four

Defendant  
Complainant  
Date of offense  
Tribal Code violation  
Charge

A large rectangular box with a black border, used for redacting information for entry No. Four.

b6  
b7C

No. Five

Defendant  
Complainant  
Date of offense  
Tribal Code violation  
Charge

A large rectangular box with a black border, used for redacting information for entry No. Five.

No. Six

Defendant  
Complainant  
Date of offense  
Tribal Code violation  
Charge

A large rectangular box with a black border, used for redacting information for entry No. Six.

No. Seven

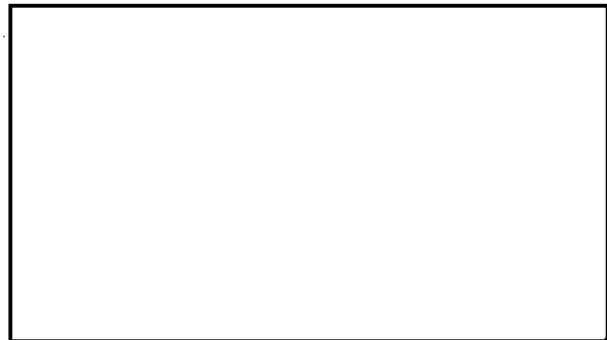
Defendant  
Complainant  
Date of offense  
Tribal Code violation  
Charge

A large rectangular box with a black border, used for redacting information for entry No. Seven.

MP 89-231

No. Eight

Defendant  
Complain FARRELL EAGLEMAN  
Date of offense  
Tribal Code violation  
Charge



b6  
b7C

The above complaints were to be heard by VICTOR PALMER, Tribal Judge, Standing Rock Sioux Tribe, Ft. Yates, North Dakota.

RUSSELL MEANS was taken later to the U. S. Public Health Service Hospital at Ft. Yates for treatment, by BIA Police Officers [redacted] and [redacted]

## FEDERAL BUREAU OF INVESTIGATION

Date of transcription 6/13/75

Lieutenant [ ] Bureau of Indian Affairs (BIA) Police Officer, assigned to the Standing Rock Indian Reservation, and a resident of Cannon Ball, North Dakota, provided the following information concerning his arrest of RUSSELL MEANS:

Lieutenant [ ] had provided a statement concerning the arrest to [ ] Special Officer, BIA, Ft. Yates, prior to being interviewed by Special Agents [ ] and [ ], and Lieutenant [ ] stated that statement was true and correct.

b6  
b7C

Lieutenant [ ] added he had responded to the State Radio (MERC) request for assistance in locating persons responsible for an alleged assault at the Ft. Rice Bar in Morton County, and that just south of the Cannon Ball River, on Highway 1806 on the Standing Rock Indian Reservation, RUSSELL MEANS had jumped in front of his police vehicle, forcing Lieutenant [ ] to stop.

When Lieutenant [ ] placed [ ] and RUSSELL MEANS under arrest for violation of the Tribal Code, [ ] resisted. Lieutenant [ ] grabbed [ ] by the shoulder and when RUSSELL MEANS and officers began moving towards him, Lieutenant [ ] drew his revolver. When RUSSELL MEANS advanced towards him, Lieutenant [ ] threw MEANS to the ground with his right hand, in which he also was holding his police revolver. The revolver accidentally discharged and the bullet apparently bounced off the pavement striking MEANS in the buttock.

RUSSELL MEANS refused to get up off the pavement and Lieutenant [ ] had to lift him up and place him in the police vehicle. [ ] placed [ ] in the police vehicle and both were transported to Ft. Yates.

MEANS' companions pursued the police vehicle, tailgating it at a high rate of speed.

Interviewed on

[ ] Ft. Yates, North Dakota

File #

MP 89-231

by

SA'S [ ]

:11

-10-

Date dictated

6/11/75

## FEDERAL BUREAU OF INVESTIGATION

(1)

Date of transcription 6/13/75

[redacted] also known as [redacted]  
[redacted] Bureau of Indian Affairs, Ft. Yates, North  
Dakota, was interviewed at the Ft. Yates Police Department,  
commencing at 8:34 p.m., and he provided the following  
information:

[redacted] was being driven to work from his  
residence at Cannon Ball, North Dakota, to Ft. Yates, by  
[redacted], Lieutenant of Police, Bureau of  
Indian Affairs (BIA), on [redacted] shortly before  
4:00 p.m., the time [redacted] was to report for duty.  
While en route, [redacted] and LIEUTENANT [redacted] heard a radio message  
from State Radio (North Dakota Radio Communications Department)  
concerning an offense which took place at Ft. Rice, North  
Dakota, involving RUSSELL MEANS. The radio transmission  
indicated RUSSELL MEANS and others might be heading toward  
the Standing Rock Indian Reservation.

Lieutenant [redacted] [redacted] to assist  
him in checking out the state radio report and they drove  
toward the Sioux County-Morton County line. As they neared  
the Cannon Ball River, [redacted] observed several vehicles parked  
in the ditch on the west side of the road a short distance  
south of the river. They drove across the Cannon Ball  
Bridge, drove east one-half mile, and returned across the  
bridge. As they drove by the parked cars, several people  
waved.

Lieutenant [redacted] and [redacted] drove to the Cannon  
Ball junction and waited 10 to 15 minutes. They returned  
to the location of the parked vehicles and all but one vehicle  
was gone. Lieutenant [redacted] had radioed to Ft. Yates that  
he was returning to that location. Lieutenant [redacted] turned  
around again at the Cannon Ball River, and as they drove  
back south down Highway 1806 a person in a red shirt jumped  
out of a black pickup truck. It was [redacted]  
and he said a "white guy" had pulled a gun on his group at  
Ft. Rice. Lieutenant [redacted] and [redacted] returned to the Cannon  
Ball Junction and reported by radio to Ft. Yates.

Interviewed on [redacted] at Ft. Yates, North Dakota File # MP 89-231

by SA'S [redacted] :ll Date dictated 6/11/75

MP 89-231  
(2\*)

Ft. Yates radio instructed Lieutenant [ ] to go back and find out the names of all the persons present at the location of the vehicles near the Cannon Ball River.

b6  
b7C

Several vehicles were parked by the road when Lieutenant [ ] and [ ] arrived. RUSSELL MEANS jumped out in front of Lieutenant [ ] police vehicle and stopped the [ ]. RUSSELL MEANS asked Lieutenant [ ] why he was harassing them and Lieutenant [ ] replied that he was not. MEANS asked Lieutenant [ ] why he did not check him out.

RUSSELL MEANS then turned to [ ] and said, "What's your name?" [ ] replied, [ ] MEANS then said to [ ] "You're a tough son-of-a-bitch". [ ] did not reply.

[ ] then scuffled with Lieutenant [ ]. RUSSELL MEANS turned around to help [ ] and several others came to help MEANS. [ ] grabbed a shotgun from the police car and stopped the others from interfering. [ ] heard a shot fired, but he did not observe it being fired. [ ] then ran toward [ ] but he stopped after [ ] told him twice to stop or he would shoot him.

Lieutenant [ ] placed [ ] and RUSSELL MEANS under arrest. [ ] had to force [ ] at gun point into the police vehicle. Lieutenant [ ] had to carry RUSSELL MEANS into the police vehicle.

One of the MEANS' men tailgated Lieutenant [ ] police vehicle all the way south to the Porcupine Bridge, where other BIA police officers intercepted them and placed RUSSELL MEANS' companions under arrest. The vehicle behind the police car bumped into the police car several times while both vehicles were traveling at a high rate of speed.

[ ] described himself as having been born on [ ] at McLaughlin, South Dakota, 5'11", 155 pounds. He has been [ ] at the Ft. Yates Police Department since October 1, 1974. He resides at Cannon Ball, North Dakota.



## FEDERAL BUREAU OF INVESTIGATION

(1\*)

6/10/75

Date of transcription

[redacted] Agency Special Officer, Bureau of Indian Affairs (BIA), Ft. Yates, North Dakota, provided the following information concerning injuries sustained by RUSSELL CHARLES MEANS on [redacted] when accidentally shot by Lieutenant [redacted]

b6  
b7C

The projectile appeared to have entered the left front side below the rib cage above the hip. It traveled at a downward angle and exited at a point approximately 4-5" below the point of entry. It was a clean wound and it was difficult to identify entry and exit points. The wound appeared to be consistent with that which would be made with a .38 caliber revolver.

The above observations were made by Mr. [redacted] when he observed RUSSELL MEANS on [redacted] at Ft. Yates.

Interviewed on 6/10/75 at Bismarck, North Dakota File # MP 89-231

by SA [redacted] 11 -13- Date dictated 6/11/75

PROSECUTION: FEDERAL

The facts of this case were presented to [redacted]  
Assistant U. S. Attorney, Bismarck, North Dakota,  
by SA [redacted] on [redacted] and June 8, 1975.

On June 8, 1975, Mr. [redacted] authorized prosecution  
of RUSSELL CHARLES MEANS and [redacted] for  
violation of [redacted] for  
for resisting, opposing, impeding, and interfering with  
Lieutenant [redacted] Bureau of Indian Affairs (BIA). Mr. [redacted]  
recommended that bond be set at \$5,000, cash or surety, for each  
defendant.

A complaint was filed by SA [redacted] before HARRY J.  
PEARCE, U. S. Magistrate, Bismarck, North Dakota, on June 8,  
1975, charging violation of [redacted]  
"That on or about [redacted] at a point near Cannon Ball,  
North Dakota, on Highway 1806, with the exterior boundaries of  
the Standing Rock Indian Reservation, in Indian country, within  
the exclusive jurisdiction of the United States, in the Southwestern  
Division, District of North Dakota, RUSSELL CHARLES MEANS, an  
American Indian male born November 10, 1939; and [redacted]  
[redacted] an American Indian male born [redacted] did  
resist, oppose, impede, and interfere with [redacted] Lieutenant  
of Police, Bureau of Indian Affairs, Cannon Ball, North Dakota,  
while Lieutenant [redacted] was in performance of his official  
duties. And the complainant states that this complaint is  
based on a statement by Lieutenant [redacted] Bureau of Indian  
Affairs, Cannon Ball, North Dakota, that on [redacted]  
RUSSELL CHARLES MEANS jumped in front of Lieutenant [redacted]  
moving police vehicle forcing Lieutenant [redacted] to stop; and when  
MEANS and [redacted] were arrested by Lieutenant  
[redacted] for violation of [redacted] and  
MEANS resisted, opposed, impeded and interfered with Lieutenant  
[redacted] and forced Lieutenant [redacted] to physically subdue them".  
Witnesses were listed as Lieutenant [redacted] and [redacted]  
[redacted] BIA, both of Cannon Ball, North Dakota.

Mr. PEARCE issued Warrants of Arrest for RUSSELL  
CHARLES MEANS and [redacted] on June 8, 1975.

RUSSELL CHARLES MEANS was placed under arrest on June 9, 1975, at approximately 3:00 p.m. by U. S. Marshal [REDACTED], Deputy U. S. Marshal [REDACTED], SA [REDACTED] and SA [REDACTED] at St. Alexius Hospital, Bismarck, North Dakota, where MEANS was a patient.

MEANS was afforded a hearing before U. S. Magistrate PEARCE at St. Alexius Hospital on June 10, 1975, and MEANS was released on \$5,000 unsecured bond. MEANS indicated he was residing at United Tribes Employment Training Center, Bismarck, North Dakota, with his [REDACTED]

PROSECUTION: STATE

Sheriff LEO SNIDER, Morton County, Mandan, North Dakota, placed RUSSELL CHARLES MEANS under arrest at approximately 4:15 p.m., June 9, 1975, for "Aggravated Assault and Battery", in violation of Section 12-26-10, North Dakota Century Code. The victims of the assault were listed as [REDACTED] and [REDACTED]. Bond was recommended at \$25,000. Following release from custody of the U. S. Marshal, MEANS was taken into custody by Morton County authorities on June 10, 1975.

PROSECUTION: TRIBAL

[REDACTED] Agency Special Officer, BIA, Ft. Yates, North Dakota, stated on June 10, 1975, that persons charged with Tribal offenses at Ft. Yates, North Dakota, on [REDACTED] are scheduled to appear in Tribal Court at Ft. Yates, on June 13, 1975.

UNITED STATES DEPARTMENT OF JUSTICE  
FEDERAL BUREAU OF INVESTIGATION  
IDENTIFICATION DIVISION  
WASHINGTON, D.C. 20537

6718 2-15-62

The following FBI record, NUMBER 877 277 C, is furnished FOR OFFICIAL USE ONLY.  
Information shown on this Identification Record represents data furnished FBI by fingerprint card.  
WHERE DISPOSITION IS NOT SHOWN OR FURTHER EXPLANATION OF CHARGE OR DISPOSITION IS  
DESIRED, COMMUNICATE WITH AGENCY CONTRIBUTING THOSE FINGERPRINTS.

CONTRIBUTOR OF FINGERPRINTS	NAME AND NUMBER	ARRESTED OR RECEIVED	CHARGE	DISPOSITION
Police Department San Leandro California	Russell Charles Means 11046	March 9, 1957	Petty Theft and violation of curfew	
Police Department San Leandro California	Russell Charles Means 11046	April 26, 1958	common drunk	\$10.00 bail forfeited
Police Department Los Angeles California	Russell C. Means LA 467 708-M	January 18, 1959	drunk booking 775889	
Police Department Los Angeles California	Russell C. Means LA 467 708-M	December 19, 1959	211 Penal Code (robbery) booking 001537	
Police Department Inglewood California	Russell Charles Means A-23264	June 4, 1960	drunk in private residence	
Police Department Oakland California	Russell Charles Means 155819	September 9, 1962	Section 647F Penal Code under the influence	15 days County Jail suspension 1 year
Police Department San Francisco California	Russell Charles Means 180373	October 27, 1962	G-61366 suspicion Section 245 Penal Code (Assault with a deadly weapon)	October 10, 1962 discharged

**UNITED STATES DEPARTMENT OF JUSTICE**  
**FEDERAL BUREAU OF INVESTIGATION**  
**IDENTIFICATION DIVISION**  
**WASHINGTON, D.C. 20537**

6716 2-12-75

2

The following FBI record, NUMBER **877 277 C**, is furnished FOR OFFICIAL USE ONLY.  
 Information shown on this Identification Record represents data furnished FBI by fingerprint contributors.  
 WHERE DISPOSITION IS NOT SHOWN OR FURTHER EXPLANATION OF CHARGE OR DISPOSITION IS  
 DESIRED, COMMUNICATE WITH AGENCY CONTRIBUTING THOSE FINGERPRINTS.

CONTRIBUTOR OF FINGERPRINTS	NAME AND NUMBER	ARRESTED OR RECEIVED	CHARGE	DISPOSITION
Police Department San Francisco California	Russell C. Means 180373	April 10, 1963	enroute to Los Angeles California (Section 270 Penal Code omit to provide for a minor child)	April 11, 1963 Delivered on charge of H-23221 enroute to Los Angeles California (Section 270 Penal Code)
Sheriff's Office Los Angeles California	Russell Charles Means B-961126	April 12, 1963	Failure to provide	
Police Department San Francisco California	Russell Charles Means 180373	April 1, 1964	no arrest probationer from Los Angeles County fingerprinted in compliance with Case Record keeping as per Section 1203.10 Penal Code (Section 270 Penal Code)	
Police Department Rapid City South Dakota	Russell C. Means 19389	September 26, 1965	Disorderly Conduct	\$100.00 and 30 days suspension on floater

UNITED STATES DEPARTMENT OF JUSTICE  
FEDERAL BUREAU OF INVESTIGATION  
IDENTIFICATION DIVISION  
WASHINGTON, D.C. 20537

3

The following FBI record, NUMBER **877 277 C**, is furnished FOR OFFICIAL USE ONLY.  
Information shown on this Identification Record represents data furnished FBI by fingerprint contributors.  
WHERE DISPOSITION IS NOT SHOWN OR FURTHER EXPLANATION OF CHARGE OR DISPOSITION IS  
DESIRED, COMMUNICATE WITH AGENCY CONTRIBUTING THOSE FINGERPRINTS.

CONTRIBUTOR OF FINGERPRINTS	NAME AND NUMBER	ARRESTED OR RECEIVED	CHARGE	DISPOSITION
United States Marshal Minneapolis Minnesota	Russell Charles Means 6842	May 21, 1971	18 United States Code 1382 Trespassing on a Naval Installation	Dismissed November 9, 1971
United States Marshal Sioux Falls South Dakota	Russell Charles Means 8410-1495	June 6, 1971	Did unlawfully climb Mount Rushmore and camp	Dismissed by Order of the Court
Police Department Washington DC	Russell Charles Means 253 183	September 22, 1971	Unlawful Entry	
Police Department Scottsbluff Nebraska	Russell C. Means 28912	January 14, 1973	Disorderly Conduct Intoxication Carrying Concealed Weapon Resisting Arrest	To County
Sheriff's Office Rapid City South Dakota	Russell Charles Means 11048	February 6, 1973	C-1 Riot C-2 2 counts arson second degree	Released to Custer County Authorities
USM Sioux Falls S Dak	Russell Charles Means 8410-1495	4-5-73	burg, laxc impelo Fed officers during civil disorder-consp A Fed Off-poss unregister firearms-arson	
USM Phoenix Ariz	Russell Charles Means 6816 P (c)	6-18-73	Interstate transportation of firearms for civil disorder	

577 277 C

The following FBI record, NUMBER

is furnished for official use only.

Information shown on this Identification Record represents data furnished by registered contributors. WHERE DISPOSITION IS NOT SHOWN OR FURTHER EXPLANATION OF CHARGE OR DISPOSITION IS DESIRED, COMMUNICATE WITH AGENCY CONTRIBUTING THESE INDICATEMENTS.

OFFENSE OR DISPOSITION	NAME AND NUMBER	ARREST OR DOCKET	CHARGE	DISPOSITION
PD Sioux Falls SDak	Russell Means J-2070	3-14-74	engaging in: Riot injuring public building	
USM Sioux Falls SDak	Russell Charles Means 8410-1495	6-28-74	act with intent to inflict great bodily injury	
	Residence: Porcupine South Dakota			
SO Rapid City SD.	Russel C Means 11049 SID 66328	3-3-75	shooting with intent to kill	see suppl
	Residence: Porcupine SD			
SO Rapid City SD	Russell C. Means 11049 SID 66328	3-10-75	murder	
	Residence: Porcupine SD			

# UNITED STATES DEPARTMENT OF JUSTICE

FEDERAL BUREAU OF INVESTIGATION

PHOTOGRAPHIC SECTION

WASHINGTON, D.C. 20535

Following is information received from 677 277 0, is furnished for OFFICIAL USE ONLY.  
 Information shown on this identification based on records data furnished by the subject's contributors.  
 THE DISPOSITION IS NOT KNOWN OR FURTHER EXPLANATION OF CASE. OR INFORMATION IS  
 NOT COMMUNICATE WITH AGENCY CONCERNING THOSE RECORDS.

DATE OF BIRTH OF IDENTITY	NAME AND NUMBER	SEXED OR LATTER	OTHER	STATION
	<p>ALICIA SID 66323 3-3-75 SA Dick for the reason                      that charges for murder are being filed arising                      from the same incident.</p>			



FINAL DISPOSITION IS NOT SHOWN OR FURTHER EXPLANATION OF CLOSURE IS LACKED, COIN WITH AGENCY CONTRIBUTING THOSE INGREDIENTS.

CONTENTS OF ENCLOSURE	NAME AND NUMBER	ADDRESS OF ORIGIN	CLASS	INDEX

These latter fingerprints are an identifying number which is indexed in our files according to your request. FBI cannot guarantee in any manner that this material contains the individual in whom you are interested.

FEDERAL BUREAU OF INVESTIGATION  
IDENTIFICATION DIVISION  
WASHINGTON, D. C. 20535

The following information from FBI record, NUMBER [REDACTED]  
is furnished FOR OFFICIAL USE ONLY.

b6  
b7C

**Description and Related Data:**

Race: Indian

Sex: Male

Height: 71"

Weight: 175

Hair: Black

Eyes: Brown

Date and Place of Birth: [REDACTED]

Chicago, Ill.

Scars and Marks: [REDACTED]

Address: April 75- Rosebud, South Dakota

Occupation: Construction laborer

UNITED STATES GOVERNMENT

# Memorandum

TO : DIRECTOR, FBI (89-3220)

DATE: 6/24/75

FROM : SAC, MINNEAPOLIS ((89-231))

SUBJECT: RUSSELL CHARLES MEANS.

LIEUTENANT

BUREAU OF INDIAN AFFAIRS  
AFO

- FUGITIVE

REREP SA

Minneapolis, dated 6/13/75.

Enclosed for Bureau are five copies of LHM, captioned as above.

EX-117

REC-24

89-3220-7

- ② - Bureau (Enc. 2)  
2 - Minneapolis

ENCLOSURE

RHW:sr  
(4)

JUN 30 1975

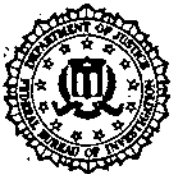
FUGA SUP

UNIFORM OR REG



51 JUL 14 1975

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan



UNITED STATES DEPARTMENT OF JUSTICE

FEDERAL BUREAU OF INVESTIGATION

Minneapolis, Minnesota

June 24, 1975

In Reply, Please Refer to  
File No.

RUSSELL CHARLES MEANS-

LIEUTENANT [REDACTED] BUREAU  
OF INDIAN AFFAIRS - [REDACTED]

b6  
b7c

[REDACTED] is made to report of Special Agent  
[REDACTED] dated June 13, 1975, captioned as above.

By letter dated June 17, 1975, Dr. [REDACTED]  
[REDACTED] Mountain States Regional Office,  
U. S. Commission on Civil Rights, Suite 216, 1726 Champa  
Street, Denver, Colorado, requested the Minneapolis,  
Minnesota Office of the Federal Bureau of Investigation  
to provide her with copies of all reports regarding in-  
vestigation connected with the shooting of Russell Means  
at Cannon Ball, North Dakota on [REDACTED]

By letter dated June 24, 1975, Dr. [REDACTED] was  
informed by the Minneapolis Office of the FBI that copies  
of the report regarding the investigation of the above  
incident were furnished to United States Attorney, Sioux  
Falls, South Dakota and to the Office of Indian Rights,  
Civil Rights Division, U. S. Department of Justice, and  
that she should contact the U. S. Department of Justice  
regarding this matter.

\*\*\*\*\*

This document contains neither recommendations nor  
conclusions of the FBI. It is the property of the FBI and is  
loaned to your agency; it and its contents are not to be  
distributed outside your agency.

89-3220-7  
ENCLOSURE

# MESSAGE RELAY

Transmit in ☒ Plaintext  
☐ Code

Via Teletype the Attached

☐ Immediate  
☐ Urgent  
☒ Nitel

Message

Date

6-8-75

From: Director, FBI

To: SACs:

To: Legats:

To: RUEADWW/ ☐ The President

☐ The Vice President

☐ White House Situation Room

☐ Attn:

☐ Attn:

RUEBWJA/ ☐ Attorney General

☒ Deputy Attorney General

☒ Attn: Analysis and Evaluation Unit

RUEBWJA/ ☐ Assistant Attorney General, Civil Rights Division

RUEBWJA/ ☒ Assistant Attorney General, Criminal Division

☒ Attn: Internal Security Section

☒ Attn: General Crimes Section

RUEABND/ ☐ Drug Enforcement Administration

RUEANAT/ ☐ National Aeronautics & Space Adm.

RUEBWJA/ ☐ Immigration and Naturalization Service

RUEOIAA/ ☐ National Security Agency

(DIRNSA/NSOC (Attn: SOO))

RUEBWJA/ ☒ U. S. Marshal's Service

RUEBDUA/ ☐ Department of the Air Force (AFOSI)

RUEOLKN/ ☐ Naval Investigative Service

RUEACSI/ ☐ Department of the Army

RUEAUSA/ ☐ U. S. Postal Service (if Classified)

(Use RUEVDFS if Unclassified)

RUEAIIA/ ☐ Director, CIA

RUEHSE/ ☒ U. S. Secret Service (PID)

RUEBJGA/ ☐ Commandant, U. S. Coast Guard

RUEHOC/ ☐ Secretary of State

RUEKJCS/ ☐ Director, Defense Intelligence Agency

RUEBJGA/ ☐ Department of Transportation

RHEGGTN/ ☐ Energy Research and Development  
Administration

Attn: Director of Security

RUEOGBA/ ☐ Federal Aviation Administration

REC-105

FEDERAL BUREAU OF INVESTIGATION  
COMMUNICATIONS SECTION

Assoc. Dir. \_\_\_\_\_  
 Dep. AD Adm. \_\_\_\_\_  
 Dep. AD Inv. \_\_\_\_\_  
 Asst. Dir. \_\_\_\_\_  
 Admin. \_\_\_\_\_  
 Comp. Syst. \_\_\_\_\_  
 Ext. Affairs \_\_\_\_\_  
 Files & Com. \_\_\_\_\_  
 Gen. Inv. \_\_\_\_\_  
 Ident. \_\_\_\_\_  
 Inspection \_\_\_\_\_  
 Intell. \_\_\_\_\_  
 Laboratory \_\_\_\_\_  
 Legal Coun. \_\_\_\_\_  
 Plan. & Eval. \_\_\_\_\_  
 Spec. Inv. \_\_\_\_\_  
 Training \_\_\_\_\_  
 Telephone Rm. \_\_\_\_\_  
 Director Sec'y \_\_\_\_\_

Classification:

☐ Top Secret  
☐ Secret  
☐ Confidential  
☐ Unclassified

Subject (Text begins next page):

JUN 8 1975  
3400  
TELETYPE

Foreign Liaison Unit

☐ Route through for review  
☐ Cleared telephonically  
 with \_\_\_\_\_

JUN 12 1975  
JUN 11 1975

MAIL ROOM ☐

TELETYPE UNIT ☐

## FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE MINNEAPOLIS	OFFICE OF ORIGIN MINNEAPOLIS	DATE 7/11/75	INVESTIGATIVE PERIOD 6/11/75 - 7/1/75
TITLE OF CASE RUSSELL CHARLES MEANS [REDACTED] [REDACTED] BUREAU OF INDIAN AFFAIRS - [REDACTED]		REPORT MADE BY SA [REDACTED]	TYPED BY jnc
		CHARACTER OF CASE AFB	

b6  
b7C

## REFERENCE:

Minneapolis report of SA [REDACTED] 6/13/75;  
Minneapolis teletype to the Bureau, 6/13/75; Minneapolis letter to  
the Bureau, 6/24/75.

- P -

LEAD

MINNEAPOLIS

AT SIOUX FALLS, NORTH DAKOTA

Follow and report prosecutive action in U.S. District  
Court.

ACCOMPLISHMENTS CLAIMED				<input checked="" type="checkbox"/> NONE	ACQUIT- TALS	CASE HAS BEEN:
CONVIC.	FUG.	FINES	SAVINGS	RECOVERIES		
						PENDING OVER ONE YEAR <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO PENDING PROSECUTION OVER SIX MONTHS <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO

APPROVED *WAm* SPECIAL AGENT  
IN CHARGE

DO NOT WRITE IN SPACES BELOW

## COPIES MADE:

- 3 - Bureau (89-3220)
- 1 - USA, Fargo, North Dakota
- 1 - USA, Sioux Falls, South Dakota
- 2 - Minneapolis (89-231)

89-3220-9 REC-16

14 JUL 22 1975

EX-105

Dissemination Record of Att		Notations
Agency	Request Recd.	
1-5200-1-	(205)	<del>UNIFORMS ON FILE</del> <del>DATA PROCESSING</del>
Date Fwd.	8-1-75	
How Fwd.		
By	KS:dk	

58 AUG 4 1975

COVER PAGE

UNITED STATES DEPARTMENT OF JUSTICE  
FEDERAL BUREAU OF INVESTIGATION

Copy to: 1 - USA, Fargo, North Dakota  
1 - USA, Sioux Falls, South Dakota

Report of: [REDACTED]  
Date: July 11, 1975

Office: Minneapolis, Minnesota

b6  
b7C

Field Office File #: 89-231

Bureau File #: 89-3220

Title:

RUSSELL CHARLES MEANS

LIEUTENANT [REDACTED]  
BUREAU OF INDIAN AFFAIRS - [REDACTED]

Character:

ASSAULTING A FEDERAL OFFICER

Synopsis:

Witnesses [REDACTED] Twin Buttes, North Dakota, and [REDACTED] Bismarck, North Dakota, interviewed and results set forth. Efforts to interview witnesses [REDACTED] and [REDACTED] [REDACTED] negative. BIA investigation set forth. Preliminary hearing scheduled for 7/10/75, before U.S. Magistrate, Bismarck. RUSSELL CHARLES MEANS bound over for trial on North Dakota state charges of "Aggravated Assault and Battery." Tribal charges against MEANS and [REDACTED] [REDACTED] postponed indefinitely at Fort Yates, North Dakota. ARMED AND DANGEROUS.

- P -

	<u>TABLE OF CONTENTS</u>	<u>PAGE</u>
I.	<u>WITNESS INTERVIEWS</u>	3
1.	[REDACTED] Twin Buttes, North Dakota.	4-7
2.	[REDACTED] Bismarck, North Dakota.	8-13
3.	Negative attempts to interview:	14-15
	a) [REDACTED]	
	b) [REDACTED]	
	c) [REDACTED]	
	d) [REDACTED]	
II.	<u>BIA INVESTIGATION</u>	16-28
III.	<u>PROSECUTIVE ACTION</u>	29-30*
1.	Federal	
2.	State	
3.	Tribal	

b6  
b7C



MP 89-231

DETAILS:

I. WITNESS INTERVIEWS

## FEDERAL BUREAU OF INVESTIGATION

Date of transcription 6/16/75

[redacted] also known as [redacted] was interviewed at the police department at Twin Buttes, North Dakota, in the presence of Bureau of Indian Affairs (BIA) Police Officer [redacted]. [redacted] stated that she is an American Indian, female, born [redacted] just completed the eleventh grade, and lives with her parents, [redacted] and [redacted] in Twin Buttes.

b6  
b7c

She advised that on the night of June 6, 1975, she attended a pow wow and dance at Twin Buttes, which was also attended by RUSSELL MEANS and several of his friends. At about 2:00 or 2:00 a.m., on [redacted] when the dance was over, [redacted] left Twin Buttes with her sister [redacted] and [redacted] in [redacted] black 1964 Ford. To the best of [redacted] recollection, there were three cars that left Twin Buttes together, that morning, and they were a green car, driven by RUSSELL MEANS and another car, driven by RUSSELL MEANS' [redacted] name unknown, in addition to [redacted] car.

They all drove to Bismarck, North Dakota, where they stayed, for a short time, at RUSSELL MEANS' house. Another man, name unknown, and driving a green pickup truck, arrived at the MEANS house. A short time later, the group, consisting of the pickup and three or possibly four cars left Bismarck, for Fort Yates, North Dakota. En route, the group stopped at Huff, North Dakota, where they went into a bar and played pool. RUSSELL MEANS and most of the others were in the bar. From there, the group drove to Fort Rice, North Dakota, where they got gas and then went to a bar. [redacted] slept in the car most of the time they were there, although she did go inside, for a short time. She stated that there was a fight inside the bar at Fort Rice, but she could not say who was involved in it.

Interviewed on 6/11/75 at Twin Buttes, North Dakota File # MP 89-231

by SA [redacted] Date dictated 6/16/75

From Fort Rice, the group drove their vehicles toward Fort Yates, but just after crossing the bridge onto the reservation, they all stopped along the road, so that the girls could go to the bathroom. [redacted] stated that there were some beers in the car she was in during the period of time, but those in her car were not drinking. She could not say what they were doing in the other cars, although she was sure that they did have beer.

b6  
b7c

While they were parked alongside the road, a white BIA Police car with red and yellow lights on top, drove by a time or two. The lights were not flashing, and [redacted] could not recall if the car was otherwise marked, but everyone knew that it was a police car. One of the cars and the pickup truck were drag racing just before the police car had driven past them. The police car stopped at an approach, a little ways down the road and waited until the group was leaving in their cars for Fort Yates. The police car stopped by the pickup truck and the police officer was talking to the occupants.

[redacted] observed RUSSELL MEANS and [redacted] walk up to the police car. [redacted] had been riding in the same car with RUSSELL MEANS. The police officer, who was driving, was in uniform, but the young man with him was not in any kind of a uniform.

[redacted] could not hear the conversation between the men, but she saw [redacted] and RUSSELL MEANS talking to the police officer. [redacted] The younger man, with Officer [redacted] was [redacted] and he stayed on the passenger side of the car, while [redacted] talked to [redacted] and RUSSELL MEANS, towards the front, on the driver's side of the car. She saw RUSSELL MEANS walk over to [redacted] side of the car and talked with him. [redacted] started to go around the front of the car, to where RUSSELL MEANS was, when [redacted] grabbed his arm and [redacted] went down to the ground". [redacted] saw [redacted] holding his head with his hands, but could not say whether [redacted] had hit him on the head or if he had hit his head on the pavement, when he went down. She recalled that [redacted] had his hand gun in his hand, before [redacted] had started to walk away from him. She did not see if [redacted] hit

[redacted] on the head with his gun or not. She did not see any blows, but only saw [redacted] grab [redacted] arm and put him down. This incident happened in front of the police car, on the driver's side.

b6  
b7c

[redacted] rolled over in the direction of RUSSELL MEANS, who was near the front of the car, on the right side. At about that time, [redacted] got a big gun, that looked like a rifle, out from the car and held it on the group that was watching, in order to keep them from interfering. RUSSELL MEANS bent over [redacted] to help him up. It then appeared to [redacted] that [redacted] had RUSSELL MEANS by the hair and then she saw RUSSELL MEANS go down to the ground, in front of the police car and [redacted] said that it did not appear that RUSSELL MEANS and [redacted] were fighting, and she could not say, with certainty, what made RUSSELL MEANS go down to the ground.

[redacted] looked away from the struggle momentarily and then she heard a gun shot. She did not see who fired the shot, but is sure that it was [redacted] who had the hand gun in his hand. RUSSELL MEANS clutched himself low on his back or upper buttocks and fell to the ground. [redacted] was still holding the big gun on those standing by the cars.

[redacted] observed the incident just described from her sister's [redacted] car, which was parked behind RUSSELL MEANS' car, as well as across the road and in front of the police car. Those who were outside, observing the struggle, were standing on both sides of RUSSELL MEANS' car, across the road from the police car. [redacted] was in the right side of the back seat of her sister's car, which would have been on the side away from the police car. Seated to her left, in the back seat, was [redacted] [redacted] was in the passenger's side of the car, while [redacted] was in the driver's seat. All four of them stayed inside the car, during the entire incident.

MP 89-231

When the gun went off, [redacted] screamed and turned away from the struggle. When she looked back, she saw [redacted] and RUSSELL MEANS getting into the police car and then she saw [redacted] and [redacted] get into the car and drive off towards Fort Yates. The other cars followed the police car for a while, until they were stopped by a number of other police cars. [redacted] and the others were then put into police cars, while police officers drove their cars to Fort Yates. [redacted] and her associates were put in jail at Fort Yates, from about 5:00 a.m. to 11:00 a.m. the next morning, at which time they were released.

[redacted] advised that her sister [redacted] is employed at United Tribes Training Center and resides at [redacted] Avenue, in Bismarck. Her roommate is [redacted] (last name unknown).

[redacted] was last known to be staying in Bismarck with [redacted] and [redacted]. He is unemployed.

b6  
b7C

## FEDERAL BUREAU OF INVESTIGATION

Date of transcription 6/18/75

[redacted] also known as [redacted] was interviewed at the [redacted] residence, apartment [redacted] Avenue South, Bismarck. [redacted] advised that he is staying with the [redacted] for a few days, but will soon be going back to live with his aunt, [redacted] who resides in the community of Twin Buttes, North Dakota. In about July, [redacted] plans to return to his parent's residence. They are Mr. and Mrs. [redacted] Blaine, Minnesota.

b6  
b7C

[redacted] advised that on the night of June 6, 1975, he attended a pow wow and dance at Twin Buttes, with his girlfriend, [redacted] whose real name is [redacted]. They went to the pow wow with [redacted] sister, [redacted] and her boyfriend, [redacted]. [redacted] stated that he is not affiliated with the American Indian Movement (AIM), but he found out that they were going to an AIM dance. [redacted] also said to him "we're with AIM". RUSSELL MEANS and several of his associates were at the dance.

At about 3:00 a.m. CT (Central Time), [redacted] the [redacted] girls and [redacted] left the dance in [redacted] black 1964 Ford. [redacted] was driving and they traveled from Twin Buttes to Richardton, North Dakota, with RUSSELL MEANS and some friends, who were in two other cars. [redacted] recalled that RUSSELL MEANS was in a blueish green car, with [redacted]. Also there was a dark blue Maverick, occupied by two girls, names unknown. There may have been others in the cars, but [redacted] could not say who they might have been.

In Richardton, MEANS and [redacted] called a police officer and had him open a gas station for them. They gassed up their cars and left Richardton at about 4:30 a.m. (CT). The three cars traveled on I-94 to Bismarck, North Dakota, where they went to RUSSELL MEANS's house which is located on about 10th Street, next to a

Interviewed on 6/12/75 at Bismarck, North Dakota File # NP 89-231

by SA [redacted] Date dictated 6/12/75

trailer court. Upon their arrival there, [redacted] and [redacted] slept in their car, while [redacted] and [redacted] went inside the house. They slept and subsequently ate some food in their car, where they remained until about 11:00 a.m. CT. At about that time, a big Indian male, [redacted] (last name unknown) came to the MEANS house in his red and white Chevrolet pickup, with a storage box built into the bed. [redacted] and [redacted] got into the car and told [redacted] that they were going to [redacted] place in Cannon Ball, for a barbeque steak cookout. The three cars previously described, plus [redacted] pickup, traveled in caravan fashion, towards Cannon Ball.

b6  
b7C

The first stop they made along the road was at a bar, which was in a pink building, in Huff, North Dakota. [redacted] and the [redacted] girls stayed in the car, outside, because they were under 21, but all of the others, including RUSSELL MEANS, went inside. [redacted] and the girls did go inside the bar for about five minutes, but they were not aware of any trouble there. They ate sandwiches in the car outside and then the group got on the road again and traveled approximately five miles to their next stop at Fort Rice, North Dakota.

The car [redacted] was in, arrived at Fort Rice before any of the others. They gassed the car up in Fort Rice and then waited for the others. [redacted] pickup truck ran out of gas between Huff and Fort Rice, and so the others pushed the pickup to Fort Rice, where they all gassed up. They were at a gas station with a grocery store attached on the north end of town. Then they all went to a bar, which is located at the other end of town, in Fort Rice. Everyone went inside the bar, except [redacted] the [redacted] girls and [redacted]. Before going inside the bar, [redacted] took a .30-.30 rifle from the rack, inside his pickup truck and unloaded it beside the vehicle [redacted] heard that [redacted] was taking the rifle inside the bar in an attempt to hock it. [redacted] observed [redacted] carry the rifle, which was apparently empty, into the bar. [redacted] maintained that he and the [redacted] girls did not go into

the bar, but he did say that [redacted] may have gone inside for a few minutes. A short time later, the group came outside from the bar and they were carrying about three cases of beer. [redacted] was carrying the gun out and he put it back on the rack in his truck. There was no mention of a fight in the bar and [redacted] was not aware of any trouble there. They split the beer up between the cars and again went on their way towards Cannon Ball.

b6  
b7C

[redacted] stated that there were four or possibly five cars that traveled from Bismarck on route to Cannon Ball, in the caravan he has been describing. The same four persons, including himself, were in the black 1964 Ford. The two girls, whose names he could not recall, and who had traveled with them from Twin Buttes, were still in the groups. RUSSELL MEANS, [redacted] and [redacted] were in the other car that had come from Twin Buttes. [redacted] (last name unknown), his girlfriend and child were in the pickup truck. [redacted] was the only one in the group that [redacted] thought may have been drunk, during the trip. He said that there might have been another car, but he could not think of the car or who might have been in it.

The caravan left Fort Rice, with the [redacted] car leaving first and the others following. The cars proceeded to pass each other several times, as they traveled and finally they crossed the bridge, over the Cannon Ball river and pulled into a roadside area, just on the other side of the bridge. At that point, the lead car was the pickup truck, then the MEANS car, the [redacted] car and the car with the two girls. [redacted] parked the car a little ways away from the place where the other cars were parked and then he got out and went over to the rest of the group, where they were drinking. [redacted] and the [redacted] girls stayed in the parked car, where they remained for about ten or fifteen minutes.



[redacted] observed a white Bureau of Indian Affairs (BIA) police car, with a red light on top, patrolling the road on the opposite side of the park. At about that time, [redacted] took his pickup truck and [redacted] raced (drag) along the road in the direction of Cannon Ball. [redacted] turned around on an approach to the highway and headed back to the group. The pickup backed into an approach and, about that time, the police car passed the group and went to the top of the rise, where the pickup truck was. The police car pulled alongside the pickup truck and the police officer inside talked briefly to [redacted] in the pickup truck. The police car remained beside the pickup truck for about one or one and a half minutes and then drove off in the direction of Cannon Ball. At about the same time, all of the other cars in the group were driven to the top of the rise to find out what the policeman had wanted. By the time these cars got to the road from the roadside area, the police car was leaving. The police car went a short distance and then turned around and came back towards the group. As the police car approached, RUSSELL MEANS and [redacted] walked out into the road and stopped the police car. The police officer, who was in uniform, got out from behind the steering wheel and talked to the two men. [redacted] who was riding in the passenger side of the front seat with the police officer, and who [redacted] subsequently learned was the [redacted] remained seated, although the door was open and his legs were outside. [redacted] observed the police officer unstrap over his gun as he got out of the car.

RUSSELL MEANS and [redacted] talked to the police officer for a time near the front of the car, by the left headlight. [redacted] then walked over to the right side of the car and was talking to the [redacted] while standing near the right headlight. [redacted] could not hear the conversation, but said that there did not appear to be any kind of an argument going on.

The police officer went over to [redacted] grabbed him by his hair, from the front, on both sides, and shook him to the ground. [redacted] went down and

the police officer still had him by the hair. RUSSELL MEANS went over to [ ] to help. The police officer, who was still holding [ ] down by the hair, grabbed RUSSELL MEANS by the scruff of his neck and put him down on the ground. The police officer's gun was still in its holster. [ ] observed RUSSELL MEANS start to get up, while [ ] was still on the ground on his knees. At that point, [ ] looked away towards [ ] and then he heard a shot. He looked up and saw RUSSELL MEANS grab the rear of his back, on the left side, high on his buttocks and go down to the ground. The police [ ] had pulled a shotgun out of the car at about that time and was covering the others, who were across the street, by the rest of the cars, watching. The police officer then picked up RUSSELL MEANS from the ground, by the back of his belt, held [ ] by his shoulder, and put them both into the back of the squad car. The police officer and [ ] then both jumped into the car, turned around, and drove off with his red light flashing and at a high rate of speed.

b6  
b7C

All of the vehicles that had been parked by the scene of the incident just described then proceeded to follow and keep up with the police car. The car that the MEANS [ ] had been in was the only one between the police car and the car in which [ ] was riding. [ ] could not say if the MEANS car bumped the police car or not, but he did know that the car he was in, bumped the MEANS car at least once. [ ] was driving the MEANS car, while [ ] was driving the car in which [ ] was riding.

As they traveled, they passed several police cars. The police cars turned around, caught the procession, and stopped all of the cars, except the police car. The occupants were ordered out of the cars, were spread against the cars and searched, and then were placed in squad cars. The [ ] girls and [ ] were put in one car, while [ ] and [ ] were put in another. [ ] tried to get into the police car with his [ ] and the [ ] girls, but the police told him to go home, and would not take him with them. Somehow, the girls who

had been driving the other car in the procession, had gotten away. With the police driving both the police cars and the other cars that had been in the procession, the group proceeded to the jail at Fort Yates. When they arrived there, [redacted] was already in a cell and was drunk. [redacted] came into the jail, as [redacted] arrived and he was shouting "get [redacted] to a hospital". He was swinging at the officers, so he was arrested. There was no other trouble at the jail.

b6  
b7C

[redacted] recalled that he was put in jail at about 4:45 p.m. and remained there until 11:30 a.m. the next morning. At 7:30 p.m. on the night of [redacted] RUSSELL MEANS was transferred from the jail to the hospital. To the best of [redacted] knowledge, this was the first time that RUSSELL MEANS asked to be taken to a hospital and his request was honored. He recalled that RUSSELL MEANS' hair was in a ponytail throughout the day, just described.

[redacted] stated that he did not know where [redacted] could be contacted. He said that [redacted] was living at Johnny Ruth Villa, apartment [redacted] telephone [redacted] and she was working at United Tribes Training Center, telephone 225-3285, extensions 285 and 286.

[redacted] stated that he is an American Indian male, born [redacted] Selective Service Number [redacted]

On June 12, 1975 and June 13, 1975, efforts were made to locate [redacted] and other witnesses to the incidents involving RUSSELL MEANS on [redacted] with negative results.

On June 13, 1975, [redacted] was telephonically contacted by Special Agent [redacted] at her place of employment, the United Tribes Training Center. During that conversation, Miss [redacted] stated that she did not want to talk with Agents or anyone else about what she had observed on [redacted]. She said that she had given her story to RUSSELL MEANS' attorney, [redacted] and she was told by him that she did not have to speak to anyone else.

On the same date, [redacted] an attorney, appointed by the court to represent RUSSELL MEANS, was telephonically contacted at his office, in the United Tribes Training Center, at Bismarck. Mr. [redacted] was advised that difficulty was being encountered in locating witnesses to the [redacted] incidents, involving RUSSELL MEANS, for purpose of interview. It was suggested that if he is in contact with any of those witnesses, and if they desire to make a statement to the FBI, that opportunity would be afforded them. Mr. [redacted] stated that he had spoken with [redacted] and [redacted] and, because he felt that they might be subject to prosecution, he had suggested that they not submit to interviews with law enforcement officials until they had conferred with their attorney. Mr. [redacted] said that he was not representing those two men. He had also spoken with [redacted] and, when she asked if she had to tell her story to law enforcement officials, he told her that she did not. Mr. [redacted] said that he is in regular contact with [redacted] but, because he is a close friend of RUSSELL MEANS, he did not think that [redacted] would want to submit to interview. He said that he would advise both [redacted] and [redacted] that they could make a statement to the FBI, that same day, if they so desired.

MD 89-231

[redacted] dkp

(2)

b6  
b7C

Mr. [redacted] assured that he had no information as to the whereabouts of [redacted]. He added that if any further warrants were forthcoming in this case, it might be advisable to allow him to contact the subjects of the warrants, so that he could ask them to surrender themselves to proper authorities. He was told that this information would be passed on to the Assistant U.S. Attorney handling the case.

On the same day, Assistant U.S. Attorney [redacted] was advised of the specifics of the conversation with Mr. [redacted].

MP 89-231

## II. BIA INVESTIGATION

MP 89-231

AT BISMARCK, NORTH DAKOTA

On June 13, 1975 [redacted], Agency Special Officer, Bureau of Indian Affairs (BIA), Standing Rock Indian Reservation, Agency Headquarters at Fort Yates, North Dakota, submitted to the Federal Bureau of Investigation (FBI) a copy of the Bureau of Indian Affairs report concerning the matter entitled "United States versus RUSSELL MEANS and [redacted] [redacted] The report read as follows:

b6  
b7c

SUMMARY: This report relates to a violation of [REDACTED]

[REDACTED] by RUSSELL MEANS, an adult male Indian, and an enrolled member of the Oglala Sioux Tribe of Indians, Pine Ridge, South Dakota, and [REDACTED] an adult male Indian, and an enrolled member of the Rosebud Sioux Tribe of Indians, Rosebud, South Dakota, who did, on or about [REDACTED] by attempting to [REDACTED] a Bureau of Indian Affairs Police Officer, and said offense did occur on Highway 1806 within the exterior boundaries of the Standing Rock Sioux Indian Reservation, Sioux County, northwest of Cannonball, North Dakota.

b6  
b7C



FACTS: On [redacted] at 3:42 p.m., a radio message was received from the Morton County Sheriff's office, Mandan, North Dakota, that RUSSELL MEANS and a group of Indians had assaulted two persons at Fort Rice, North Dakota, which is in Morton County. The identity of the victims were not given.

b6  
b7C

At 3:52 p.m., Lt. [redacted] observed the subjects at the Cannonball river. [redacted] states there was a pickup and three vehicles. Lt. [redacted] advises that [redacted] was with him, so Lt. [redacted] him to assist him.

At 4:31 p.m., Lt. [redacted] was stopped by RUSSELL MEANS, who was standing in the middle of the highway, south of the [redacted] residence in Sioux County. Lt. [redacted] got out of the vehicle and MEANS asked [redacted] what he wanted. [redacted] stated, "Nothing, what do you want?"

[redacted] said to Lt. [redacted] "We don't want you harassing us." Lt. [redacted] advised, "I'm not harassing you. If I was harassing you, I'd be over checking you out." RUSSELL MEANS said, "Check me out then." [redacted] replied, "I have no reason to check you out." MEANS was standing in front of the police vehicle. MEANS then asked [redacted] "Who are you?" [redacted] replied, "I'm [redacted]." MEANS said, "You're a tough son of a bitch."

[redacted] then started moving toward [redacted] so Lt. [redacted] grabbed him and [redacted] resisted, so Lt. [redacted] said, "You're under arrest." RUSSELL MEANS started toward Lt. [redacted] so Lt. [redacted] stated, "You're under arrest too."

FACTS CONT'D: Lt. [ ] advises others in the party began to surround him, as [ ] was hanging on to [ ]. Lt. [ ] drew his revolver, and Lt. [ ] threw RUSSELL MEANS down, and in doing so, his gun discharged. The bullet ricocheted off the black top road and the bullet struck RUSSELL MEANS in the buttock. Lt. [ ] advises MEANS wouldn't get in the police unit, so [ ] picked MEANS up and put him in the vehicle. [ ] held the rest of the group off with a riot gun and they dispersed. Lt. [ ] advises the group then followed him to Fort Yates.

b6  
b7C

At 5:00 p.m., RUSSELL MEANS refused medical assistance from Dr. [ ] at the Indian Health Service Hospital in Fort Yates, North Dakota. MEANS stated he would receive treatment from his medicine man, stating to Dr. [ ] that he knew his rights and could not be compelled to receive medical treatment.

Special Officer [ ] then instructed Lt. [ ] to lodge the subject in jail.

At 5:10 p.m., Special Officer [ ] telephonically advised Special Agent [ ] Federal Bureau of Investigation, Bismarck, North Dakota of the offense.

At 5:15 p.m., HARLEY ZEPHIER, Area Director, Bureau of Indian Affairs, Aberdeen, South Dakota, was telephonically advised of the facts by Special Officer [ ] and [ ].

At 9:50 p.m., on [redacted] [redacted] an adult male Indian, appeared at the Fort Yates Police Department and advised Agency Special Officer [redacted] that RUSSELL MEANS wanted to see [redacted] at the hospital.

b6  
b7C

While [redacted] was at the Public Health Service Hospital in Fort Yates, MEANS advised that he did not want any trouble at Fort Yates, since he planned on making this his home. MEANS stated he would like to know what authority [redacted] had. MEANS stated that he [redacted] [redacted] of the Bureau of Indian Affairs officer, is the one that shot him. MEANS was advised that this would be checked out.

MEANS also stated that he did not want to press charges against [redacted] [redacted], that he had already shook hands with [redacted]

MEANS also wanted to know what charges were against him, his brother and the others involved. Also stated that he was not at Fort Rice and that someone must have been using his name. MEANS was told that this would all be checked out.

On June 9, 1975 MELVIN WHITE EAGLE, Tribal Chairman, Standing Rock Tribal Council, advised Agency Special Officer [redacted] that [redacted] had reported to him that Officer [redacted] shot RUSSEL MEANS.

b6  
b7C

[redacted] advised on June 9, 1975 that, while at the [redacted] residence, he heard two shots. This statement was made in the Tribal Chairman's office in the presence of Chairman WHITE EAGLE and Mrs. SHIRLEY PLUME, Superintendent of the Standing Rock Agency.

At 1:10 p.m. on June 11, 1975, [redacted] informed Officers [redacted] and [redacted] that he heard four shots while he was walking near his corral, and that [redacted] was with him.

[redacted] advises he also heard tires squealing, and made a comment to [redacted]

"What are they doing, having a drag race?"

[redacted] stated the shot sounded muffled.

AT FORT YATES, NO. DAK.

06-11-75 11:50 AM

[redacted] 45-year-old male Indian, enrolled on the Standing Rock Sioux Reservation, and Lt. of Police with the Standing Rock Police Department at Fort Yates, North Dakota, furnished the following statement.

Officer [redacted] advised that on [redacted] he entered on duty at 3:30 p.m. He checked the Cannonball area, picked up [redacted] who is a [redacted] at the Standing Rock Police Department, to take him to work at police headquarters, as Officer [redacted] was going to Fort Yates to gas up his unit and for police business.

At this time, [redacted] intercepted a radio message between the Fort Yates Police Department and the Morton County Sheriff's Office, advising of an incident at the Fort Rice Bar involving A.I.M. members with rifles.

[redacted] responded to the call by advising headquarters he would keep [redacted] with him until police assistance arrived from Fort Yates to assist with checking out the report.

Officer [redacted] then [redacted] and proceeded north on Highway 1806 to check on the whereabouts of subjects involved in incident at Fort Rice. [redacted] observed a party of persons on the south side of the Cannonball river, on the west side of the highway, which consisted of three cars and one pickup. [redacted] then called police headquarters, advising of the party believed to be subjects in the Fort Rice incident.

b6  
b7C

AT FORT YATES, NO. DAK.

06-11-75

[ ] drove east along the Cannonball river about one half mile, turned around and got back on Highway 1806 and headed south. [ ] advises he then parked at the [ ] turn off. A few minutes later, Sheriff KENNETH SNIDER came by and told [ ] that there was nobody at the Cannonball river bridge. [ ] again called police headquarters and advised of the Sheriff's report, and that he would continue to check for subjects.

b6  
b7c

As [ ] approached the Cannonball river bridge, he observed the same vehicles. Police headquarters was notified of this. [ ] then turned east on the river road and drove about 1/4 mile and turned around. At this time, Officer [ ] observed a green pickup heading south on Highway 1806 at a high rate speed. Other vehicles with the party were parked west of the highway. The green car spun around at [ ] residence, turned off and faced north on Highway 1806. The pickup turned around on [ ] approach and parked there.

[ ] proceeded south on Highway 1806, and then noticed the pickup belonged to and was driven by [ ] stopped beside the pickup and asked him, "How is everything?" [ ] stated "Some white guy drew a rifle on us at the Fort Rice bar, and some great big white guy was standing in there and he looked pretty big, so we got the hell out of there." [ ] advised [ ] that the big man probably was [ ] as he is pretty big and quite old. [ ] replied, "Yes, he looked quite old." [ ] then said, "I'll see you" and backed up.

AT FORT YATES, NO. DAK.

06-11-75

[ ] headed south and called headquarters to advise of his conversation with [ ] Officer [ ] was instructed by police headquarters to go back and find out from [ ] if he knew who was driving the other vehicles.

At this time, [ ] noticed the other cars coming south, so he turned into the approach on the east side of the road, backed around and proceeded north. At this time, all the vehicles were parked on the west side of the road. A subject in a red shirt and brown or black vest got out of one of the cars and ran across the road into the driving lane to stop the police vehicle Officer [ ] was driving. A second subject in a white T-shirt approached the police unit also, but did not get directly in front of the car.

b6  
b7C

[ ] advises he got out of his squad car and [ ] got out also and stood by his door on the right side. Officer [ ] walked toward the front of the car, and at this time, subject wearing the vest stood directly in front of the squad car. The other subject blocked [ ] approach, and subject with the vest asked [ ] what he wanted. [ ] stated that he didn't want anything and wanted to know what subject wanted. Subject wanted to know what [ ] was doing driving up and down the roads. [ ] informed subject that he is a police officer and this is his patrol district, and that he also patrols these roads. Subject then stated that this was his district also, and again wanted to know what [ ] was doing there.

Subject walked directly in front of Officer [ ] and demanded that he quit harrassing them. [ ] advised that he was not harrassing them, if he were, he would be down checking them out. Subject in the vest then said, "Check me out." [ ] replied that he had no reason to check him out, but if he did, he would be checked out.

AT FORT YATES, NO. DAK.

06-11-75

Subject then turned, walked toward [ ] and asked, "Who are you?" He was informed, [ ] Subject then moved directly in front of [ ] and said, "You're a tough son of a bitch, aren't you?" [ ] replied, "You God damn rights I am."

b6  
b7C

Subject in the white T shirt started towards the other subject and it appeared he was going to start something, so Officer [ ] grabbed him by the hair in the back of the head. Subject raised his hand to Officer [ ] and [ ] threw subject to the ground, picked him up and advised him he was under arrest. Subject in the vest came running back to help his partner. [ ] then drew his revolver and stepped to the east side of the road, still holding on to subject he arrested. At this time, another subject got out of the car nearest [ ] and subject in the vest started to scuffle with [ ] so [ ] grabbed subject on the left shoulder, in which hand he had his service revolver, threw the subject to the ground, and on retrieving his revolver, it accidentally discharged.

[ ] placed the subject under arrest, and subject didn't appear to be hurt bad. Officer [ ] stood him on his feet and helped both subjects into the back seat of the police car, while [ ] held off the remaining members of the party with a 12 ga. shotgun, as they were approaching Officer [ ]

[ ] advised headquarters of incident and proceeded south on Highway 1806 with flashing lights. [ ] glanced in his rear view mirror



AT FORT YATES, NO. DAK.

06-11-75

and observed the other vehicles following him, traveling at a speed 80 - 90 miles per hour. The green vehicle tail gated [ ] all the way, at times, bumper to bumper, until intercepted by other police vehicles from headquarters.

b6  
b7c

While enroute to Fort Yates, Officer [ ] discovered that subject who was shot was RUSSELL MEANS and advised police headquarters.

RUSSELL MEANS was taken directly to the Public Health Service Hospital, but refused to enter the hospital for treatment, stating he knew his rights and could not be forced to go inside for treatment. MEANS also stated that his medicine man would take care of him. Criminal Investigator [ ] Captain [ ] Officer [ ] and Dr. [ ] were waiting at the hospital when [ ] arrived with subjects.

After refusing treatment, RUSSELL MEANS was taken to the agency jail and lodged. Other subjects were taken from the police vehicle by Officers [ ] and [ ]

AT CANNONBALL, NO. DAK.

06-11-75 2:55 PM

[redacted] furnished the following information to [redacted]  
Special Officer, at the Public Health Clinic in Cannonball.

b6  
b7C

[redacted] states he was fixing fence on the hill by the [redacted]  
[redacted] residence of [redacted] with [redacted]  
[redacted] two boys, and a guy by the name of [redacted]

[redacted] states he saw [redacted] police car go down the hill by [redacted]  
then saw two cars come up the hill and turn around, they were both  
side by side on the road. [redacted] thought they were going to drag race.

[redacted] states he saw [redacted] police car come back up the hill to-  
ward the cars. Does not know if they stopped [redacted] or what, but he heard  
two sounds in succession, and believes they could have been a shot and an  
echo, or a car muffler. [redacted] states they were at the end of a ravine  
so he could have heard an echo.

[redacted] states he saw [redacted] lights on top of his police car come  
on and the police car started south. [redacted] states he then thought some-  
thing must have happened after he saw the lights on the police car.

[redacted] is a former police officer with about fifteen years  
experience.

MP 89-231 .

### III. PROSECUTIVE ACTION

PROSECUTION: FEDERAL

[redacted] voluntarily surrendered to the United States Marshal at Bismarck, North Dakota, during the evening of June 17, 1975, accompanied by [redacted] Council, United Tribes Employment Training Center, Bismarck, and was immediately afforded a hearing before U.S. Magistrate HARRY J. PEARCE. PEARCE released [redacted] on \$5,000 unsecured bond and appointed [redacted] Bismarck, as counsel. b6 b7C

The preliminary hearing in this matter was scheduled by U.S. Magistrate PEARCE for July 10, 1975, at 1:30 PM, at the Federal Building, Bismarck, North Dakota.

PROSECUTION: STATE

RUSSELL CHARLES MEANS was afforded a preliminary hearing before Judge WILLIAM ENGELTER of the Morton County Court of Increased Jurisdiction, Mandan, North Dakota, on June 26, 1975. He was bound over for trial in Morton County District Court on a charge of "Aggravated Assault and Battery," in violation of Section 12-26-10, North Dakota Century Code. Personal recognizance bond in the amount of \$25,000 was continued.

PROSECUTION: TRIBAL

[redacted] Criminal Investigator, Bureau of Indian Affairs (BIA), Fort Yates, North Dakota, stated on July 1, 1975, that the Tribal Court appearance for individuals charged with violation of the Tribal Code, Standing Rock Sioux Tribe, on June 7, 1975, including RUSSELL CHARLES MEANS and [redacted] has been postponed indefinitely.

UNITED STATES GOVERNMENT

# Memorandum

TO : DIRECTOR, FBI (89-3220) *[initials]*  
(ATTENTION: EXHIBITS SECTION)

DATE: 7/10/75

FROM : SAC, MINNEAPOLIS (89-231) (P)

SUBJECT: RUSSELL CHARLES MEANS:

LT. [redacted] BUREAU OF  
INDIAN AFFAIRS - [redacted]  
AFO

OO: MINNEAPOLIS

Re Minneapolis report of SA [redacted]  
6/13/75.

Enclosed for the Bureau are three pages of rough drafts of a diagram and code for the diagram as prepared by SA [redacted] and based on events which were involved in captioned offense.

Assistant U.S. Attorney (AUSA) [redacted] Bismarck, North Dakota, has requested that a diagram of these events be prepared by a draftsman for presentation as an exhibit in the trial of MEANS and [redacted]. Trial in this matter has not yet been scheduled. The Preliminary Hearing has been scheduled for 7/10/75 and presentation to the Federal Grand Jury will be 7/15/75.

It is requested that the enclosures be examined by the Exhibits Section and an enlarged diagram be prepared as an exhibit for trial. The rough draft notes may be returned to Minneapolis upon completion of the exhibit.

REC-43 89-3220-10

EX-117

5 JUL 14 1975

ENCLOSURE

- 2 - Bureau (Enc. 3)
- 2 - Minneapolis
- bmf
- (4)

*cc 2nd encl  
detached &  
ret. 1B22 &  
ml*

*[Handwritten signatures and initials]*



4 AUG 6

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan

## FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE <b>MINNEAPOLIS</b>	OFFICE OF ORIGIN <b>MINNEAPOLIS</b>	DATE <b>8/21/75</b>	INVESTIGATIVE PERIOD <b>7/10-8/4/75</b>
TITLE OF CASE <b>RUSSELL CHARLES MEANS:</b> <b>LT. [REDACTED] BUREAU OF INDIAN AFFAIRS - [REDACTED]</b>		REPORT MADE BY <b>SA [REDACTED]</b>	TYPED BY <b>jmf</b>
		CHARACTER OF CASE <b>AFO</b>	

b6  
b7cREFERENCE:

Minneapolis report of SA [REDACTED] 7/11/75;  
and Minneapolis letter to Bureau, 7/10/75.

- P -

LEADMINNEAPOLISAT BISMARCK, NORTH DAKOTA

Follow and report prosecutive action in U.S. District Court.

ACCOMPLISHMENTS CLAIMED					<input checked="" type="checkbox"/> NONE	ACQUIT- TALS	CASE HAS BEEN:  PENDING OVER ONE YEAR <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO PENDING PROSECUTION OVER SIX MONTHS <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	
CONVIC.	FUG.	FINES	SAVINGS	RECOVERIES				
APPROVED <i>[Signature]</i>					SPECIAL AGENT IN CHARGE			DO NOT WRITE IN SPACES BELOW
COPIES MADE: ③ - Bureau (89-3220) 1 - USA, Fargo, North Dakota 1 - USA, Sioux Falls, South Dakota 2 - Minneapolis (89-231)					89-3220-11			REC 44
					15 AUG 27 1975			
Dissemination Record of Attached Report					Notations			
Agency	1-DAT 175200				<i>[Signature]</i> UNIFORM CR. REP. DATA PROCESSING			
Request Recd.								
Date Iwd.	9-18-75							
How Fwd.								
By	725124							

- A\* -  
COVER PAGE

70 SEP 15 1975

UNITED STATES DEPARTMENT OF JUSTICE  
FEDERAL BUREAU OF INVESTIGATION

Copy to: 1 - USA, Fargo, North Dakota  
1 - USA, Sioux Falls, South Dakota

Report of:

Date: August 21, 1975

Office: MINNEAPOLIS, MINNESOTA

b6  
b7c

Field Office File #: 89-231

Bureau File #: 89-3220

Title: RUSSELL CHARLES MEANS:

LIEUTENANT

BUREAU OF INDIAN AFFAIRS -

Character:

ASSAULTING A FEDERAL OFFICER

Synopsis:

Statements of BIA Police Officers [redacted] and [redacted] Fort Yates, North Dakota, set forth. MEANS and [redacted] failed to appear for preliminary hearing on 7/10/75. Hearing continued until 7/18/75. MEANS and [redacted] indicted by FGJ, Fargo, North Dakota, 7/15/75, for violation Title 18, USC, Sections 111 and 1114. MEANS charged with Simple Assault in Municipal Court, Bismarck, North Dakota, 8/4/75. ARMED AND DANGEROUS.

- P -

TABLE OF CONTENTS

PAGE

I. BIA INVESTIGATION

3 - 10

1. Statement of [REDACTED] BIA Police Officer, Fort Yates, North Dakota.
2. Statement of [REDACTED] BIA Police Officer, Fort Yates, North Dakota.

b6  
b7c

II. PROSECUTIVE ACTION

11 - 12\*

1. Federal
  - a) Preliminary hearing, 7/10/75.
  - b) Indictment, 7/15/75.
  - c) Arraignment, 7/31/75.
2. Municipal Court, Bismarck, North Dakota



MP 89-231

By communication dated July 10, 1975, Mrs. [redacted]  
[redacted] General Clerk, Branch of Judicial, Prevention  
and Enforcement Services, Bureau of Indian Affairs (BIA),  
Fort Yates, North Dakota, submitted to the FBI a statement  
by [redacted] BIA Police Officer, dated [redacted]  
and a statement by [redacted] BIA Police Officer,  
furnished on June 13, 1975. Copies of these statements  
follow:

b6  
b7c

I, [redacted] Bureau of Indian Affairs Police Officer, furnish the following information concerning my duties on [redacted] between the hours of 4:00 p.m. and 6:00 p.m.

b6  
b7c

At 4:12 p.m. on [redacted] I checked into the police department for duty and until 4:25 p.m., I was getting my gear together and a vehicle to head south for the South Dakota area. At this time, I was advised by Captain [redacted] to stick around, as there had been some trouble at Fort Rice, North Dakota, and the Morton County Sheriff's office inquired as to how many units this department had available at this time.

At 4:27 p.m., Captain [redacted] instructed me to proceed to the Cannonball area with another officer. Officer [redacted] and I departed for Cannonball at about 4:28 p.m. Captain [redacted] informed that Lt. [redacted] may need assistance.

At this time, Sgt. [redacted] and [redacted] had knocked the muffler off their police unit, so we exchanged units, as [redacted] and I had been instructed to return to Fort Yates. As we were returning to Fort Yates, we heard a message by two-way radio that Lt. [redacted] had been shot. A second or so later, Lt. [redacted] was on the air, advising that it wasn't him, but RUSSELL MEANS who had been shot, and that he was shot accidentally.

The Fort Yates Police Department then advised to disregard on returning to Fort Yates and continue on to Cannonball. There was some traffic on the two-way radio, but we were unable to copy, due to the noise from our vehicle.

Lt. [redacted] was on the radio again, advising that some cars were following him and were following very close at a high rate of speed and that he was enroute to Fort Yates with two of the subjects. We were near [redacted] crossing, when Officer [redacted] cautioned us that all the vehicles were headed right in our direction. We stopped by mile post #24

south of [redacted] gate and we could then see Lt. [redacted] police unit come over the hill, followed by a green vehicle and then a black Ford and some other car which we could not identify, as smoke was pouring out from the engine of our unit and I was afraid we may have blown the engine.

We turned around and tried to catch up to the vehicles, but we couldn't get near until we started down cottonwood hill. At this time, Officer [redacted] was advising Officer [redacted] to slow down. The vehicles were finally stopped. I got out of my squad car and approached the black Ford and I could then identify the driver as [redacted]. I advised the subject to get out of his vehicle and that he was under arrest. Subject was then searched. As subject was about to get into the police vehicle, Officer [redacted] asked if I had searched another Indian male, my reply was "No". While in the police vehicle, [redacted] was also advised that he was arrested for failure to yield. I then searched the black Ford and found some beer on the front seat.

I drove the black Ford back to Fort Yates and the vehicle was parked at police headquarters. I was assisting other officers in lodging subjects when an unknown subject approached from the rear of the building and started shouting at the officers. I asked subject to leave twice, but he refused and stated he wasn't going to leave until they took [redacted] to the hospital. I asked the subject to leave again, he refused, and I then advised him he was under arrest for [redacted]. Subject started to resist and a scuffle ensued, so I used force by placing my arms under his arms and clasped my hands around the back of his neck. I then placed the subject in the male drunk tank and he was then identified as [redacted].

[redacted]

[redacted]

[redacted]

AT FORT YATES, NO. DAK.

06-13-75

I, [redacted] Bureau of Indian Affairs Police Officer, furnish the following information concerning my duties between the hours of 8:00 a.m. on [redacted] and 3:00 a.m. on June 8, 1975.

b6  
b7c

I was on patrol duty in McLaughlin, South Dakota, and at about 3:49 p.m. I was advised by Captain [redacted] thru the Radio Dispatcher, [redacted] to return to headquarters in Fort Yates to possibly assist Lt. [redacted] in Cannonball, as RUSSELL MEANS and unknown other Indian subjects assaulted two people in the Fort Rice bar, and were headed south on Highway 1806. I was also advised that the Morton County Sheriff's unit was enroute from Mandan south to check it out.

At 3:51 p.m., Officer [redacted] and I started back to the Fort Yates area. While enroute, we received another radio message from Captain [redacted] [redacted] advising to return to Fort Yates and to disregard on traffic. We arrived back at the Fort Yates Police Department at 4:12 p.m. and out of service.

At 4:28 p.m., Officer [redacted] and I checked out of the police department and were enroute north to the Sioux County line, and at 4:32 p.m., we exchanged police units with Officers [redacted] and [redacted] as the muffler had fallen off our unit, and Officers [redacted] and [redacted] were instructed to return to headquarters.

At 4:33 p.m., Officer [redacted] and I were again on the road, traveling north towards Cannonball. We received a report, by two-way radio, that Officer [redacted] had been shot. A few seconds later, Lt. [redacted] was on the radio, advising that he was not shot, but that it was RUSSELL MEANS who was shot accidentally.

AT FORT YATES, NO. DAK.

06-13-75

b6  
b7c

Lt. [ ] called the police department again at 4:34 p.m., requesting police assistance as two of the vehicles were following him at a high rate of speed. At 4:41 p.m., Lt. [ ] requested that police assistance be hurried, as the lead vehicle was tail gating him.

At 4:43 p.m., at [ ] crossing, we made contact with Lt. [ ] traveling at a high rate of speed with his emergency lights on, and a green 1965 Pontiac vehicle was bumper to bumper with Lt. [ ] police car. The driver of the green vehicle was an unknown male subject with an unknown female at his side.

A second vehicle was following about 10 - 15 feet behind the vehicle that was bumper to bumper with Officer [ ] unit. There were four occupants in the second vehicle and driver was [ ] driving a black 1964 Ford. At this time, I cautioned Officers [ ] and [ ] that [ ] was heading toward them.

[ ] and I then proceeded south to try to stop the vehicles from tail gating the police unit, and after chasing the vehicles for some distance, at 4:52 p.m., I advised [ ] to slow down, as subject's vehicle was now boxed in by three units. [ ] slowed his unit down to almost a complete stop and the green Pontiac then stopped. Officer [ ] and I got out of our unit, I opened subject's car door, advised subject to get out of the car, that he was under arrest.

Subject was leaning back in the car seat, and at this time he reached for the steering wheel or shift, so I warned him again that he was under arrest and started to reach for the shift and subject then grabbed my left wrist with his right hand. I grabbed subject by the right arm, forcing him out of his vehicle. Subject started to scuffle with me, so I used the

AT FORT YATES, NO. DAK.

06-13-75

necessary force to place him in the back seat of the police car. I then went to the other vehicle, a 1964 Ford, to assist Officer [redacted] as he had a subject under arrest and was about to put him in his unit. [redacted] advised he would drive subject's vehicle and Officer [redacted] then proceeded to headquarters with subjects in his unit.

b6  
b7C

As Officer [redacted] departed, an unknown male subject approached my police unit and attempted to open the back door. Subject came from a car parked a short distance up the road, but I did not see what car he got out of. This incident all took place near the Porcupine bridge. I told subject to leave, as this was none of his business, but subject tried to open the door again, so I pushed him away, and subject attempted a third time to open the door, I pushed him away again.

At this time, [redacted] approached the subject and called him [redacted] [redacted] started to take subject away and stated that they would get more guys and come to the jail.

Officer [redacted] and I then left the scene with three prisoners at 4:59 p.m. and arrived at police headquarters at 5:02 p.m. Subjects in my police unit were [redacted] and [redacted] and [redacted]. I asked the male subject his name as he got out of the police car and he replied, [redacted]

The female subjects were taken to the front part of the agency jail and Officer [redacted] and I searched the male subject. At this time, subject requested a receipt for personal items taken from him. Subject was furnished a copy of the receipt after signing it. Jailer [redacted] then locked subject in the male drunk tank.

AT FORT YATES, NO. DAK.

06-13-75

Officer [ ] and I then went to the front office to assist with lodging other subjects. At this time, the subject who had attempted to get into my police unit earlier near the Porcupine bridge entered the police department from the back door. Officer [ ] told subject to leave several times, as subject was yelling at the officers. Subject would not leave, so [ ] arrested him for [ ]. I assisted Officer [ ] to take subject to the male drunk tank to lodge him.

b6  
b7C

At 7:05 p.m., Officer [ ] and I were advised by Captain [ ] to transport RUSSELL MEANS to the Public Health Service Hospital for treatment. We remained at the hospital with MEANS until 7:39 p.m., when Dr. [ ] advised he would keep RUSSELL MEANS in the hospital for observation. I left Officer [ ] at the hospital with MEANS and returned to the police department.

I was back on routine patrol until 10:35 p.m., when I was advised by Criminal Investigator [ ] that he and I would escort the ambulance to transport RUSSELL MEANS to the hospital in Bismarck. We arrived at the St. Alexis Hospital in Bismarck at 11:33 p.m., where I assisted the ambulance driver to get MEANS out of the ambulance and into the hospital.

At 12:33 a.m. on June 8, 1975, we were back in service, returning to police headquarters and ended tour of duty at 3:00 a.m.



MP 89-231

II. PROSECUTIVE ACTION



The preliminary hearing in this matter was convened on July 10, 1975, by U.S. Magistrate HARRY J. PEARCE in the Federal Building at Bismarck, North Dakota. The defendants, RUSSELL CHARLES MEANS and [REDACTED] failed to appear. The preliminary hearing was rescheduled for July 18, 1975, at Bismarck.

b6  
b7C

The facts of this case were presented to the Federal Grand Jury at Fargo, North Dakota, by SA [REDACTED] on July 15, 1975. The Federal Grand Jury returned an indictment on that date charging RUSSELL CHARLES MEANS and [REDACTED] with violation of Title 18, United States Code, Sections 111 and 1114, as follows:

"That on or about [REDACTED] in the District of North Dakota, on the Standing Rock Sioux Indian Reservation, in Indian country, the defendants, RUSSELL CHARLES MEANS and [REDACTED] did wilfully and forcibly resist, oppose, impede and interfere with Lieutenant [REDACTED] an officer and employee of the Bureau of Indian Affairs, Department of Interior, stationed at the Standing Rock Sioux Indian Reservation, while said officer was engaged in the performance of his official duties."

The arraignment of RUSSELL CHARLES MEANS and [REDACTED] was held in United States District Court at Bismarck, North Dakota, on July 31, 1975, before Judge BRUCE M. VAN SICKLE. MEANS and [REDACTED] entered pleas of not guilty and bonds in the amount of \$5,000 unsecured personal recognizance were continued for both defendants.

On August 4, 1975, HARRY J. PEARCE, in his capacity as Municipal Judge, Bismarck, North Dakota, issued a warrant for the arrest of RUSSELL CHARLES MEANS for Simple Assault based on a complaint filed on August 4, 1975, by [REDACTED] Street, Bismarck, North Dakota. [REDACTED] alleged that RUSSELL CHARLES MEANS assaulted him on August 1, 1975, at Bismarck, by striking him several times.

FBI

Date: 3/15/76

Transmit the following in \_\_\_\_\_  
(Type in plaintext or code)Via AIRTEL AIRMAIL  
(Precedence)TO: DIRECTOR, FBI (89-3220)  
(ATTENTION: EXHIBITS SECTION)

FROM: SAC, MINNEAPOLIS (89-231) (P)

SUBJECT: <sup>W&M/TS</sup> RUSSELL CHARLES MEANS:  
[redacted]LT. [redacted] BUREAU OF  
INDIAN AFFAIRS - [redacted]  
AFO  
OO: MINNEAPOLIS

Re Minneapolis letter to the Bureau, dated 7/10/75.

No record can be found at Minneapolis of a reply to referenced letter, which requested a diagram be prepared for the trial in this matter. Trial has now been scheduled for 4/6/76, in USDC, Fargo, North Dakota, having been transferred from Bismarck, North Dakota.

The Exhibits Section is requested to advise Minneapolis if an exhibit can be prepared as requested in time for trial 4/6/76. If not, it is requested that the rough draft notes submitted with referenced letter be returned immediately to Minneapolis.

*MP advised  
(SA ERNIE STRANMAN)  
3/12/76 that exhibit  
could be ready for  
trial by 3/24/76  
would be  
sent out  
possibly by  
Hansen & [unclear]  
it to [unclear]  
filing and [unclear]*

6 - Bureau  
[redacted] Minneapolis  
kam

(4)

89-3220-12

REC-83

U.S. DEPT. OF JUSTICE

5 MAR 18 1976

EX-112

MAR 19 5 41 PM '76

*[Handwritten signatures and initials]*

*[Handwritten signatures and initials]*

Approved: 47  
Special Agent in Charge

Sent \_\_\_\_\_ M Per \_\_\_\_\_

56 MAR 30 1976

b6  
b7c

## FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE <b>MINNEAPOLIS</b>	OFFICE OF ORIGIN <b>MINNEAPOLIS</b>	DATE <b>4/22/76</b>	INVESTIGATIVE PERIOD <b>3/16/76 - 4/13/76</b>
TITLE OF CASE <b>RUSSELL CHARLES MEANS</b> <b>LIEUTENANT</b> <b>BUREAU OF INDIAN AFFAIRS</b>		REPORT MADE BY <b>SA</b> <b>CHARACTER OF CASE</b> <b>AFO</b>	TYPED BY <b>jss</b>

b6  
b7CREFERENCE

Minneapolis report of SA [redacted] 8/21/75;  
Bureau letter to Minneapolis, 3/30/76.

- C -

ADMINISTRATIVE

Final Disposition Reports for RUSSELL CHARLES MEANS and  
[redacted] have been forwarded to the Bureau.

ACCOMPLISHMENTS CLAIMED						<input type="checkbox"/> NONE	ACQUIT- TALS	CASE HAS BEEN: PENDING OVER ONE YEAR <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO PENDING PROSECUTION OVER SIX MONTHS <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
CONVIC.	AUTO.	FUGL.	FINES	SAVINGS	RECOVERIES			
							2	
APPROVED <i>WAM/153</i>						SPECIAL AGENT IN CHARGE		
COPIES MADE: ② - Bureau (89-3220) 1 - USA, Fargo, North Dakota 1 - Minneapolis (89-231)						DO NOT WRITE IN SPACES BELOW <b>89-3220-13</b> <b>3 APR 26 1976</b> <b>EX-115</b> <b>REC-71</b>		
Dissemination Record of [redacted]						Notations		
Agency	1cc REP - DEPT. [redacted]							
Request Recd.								
Date Fwd.	5/3/76							
How Fwd.	0-6							
By	WAM/nam							

51 MAY 17 1976

- A\* -  
COVER PAGE

**UNITED STATES DEPARTMENT OF JUSTICE  
FEDERAL BUREAU OF INVESTIGATION**

Copy to: 1 - USA, Fargo, North Dakota

Report of: [REDACTED]  
Date: April 22, 1976

Office: Minneapolis, Minnesota

b6  
b7c

Field Office File #: 89-231

Bureau File #: 89-3220

Title: RUSSELL CHARLES MEANS.

[REDACTED]  
LIEUTENANT [REDACTED]  
BUREAU OF INDIAN AFFAIRS [REDACTED]

Character: ASSAULTING A FEDERAL OFFICER

Synopsis: Sample .38 caliber cartridge from Lt. [REDACTED] BIA, Cannon  
Ball, North Dakota, furnished to defense counsel at request  
of USA, Fargo, N.D. Medical findings of [REDACTED]  
M.D., U.S. Public Health Service, Fort Yates, N.D., and  
[REDACTED] M.D. Bismarck, North Dakota, set forth.  
Witness [REDACTED] interview set forth.  
Both subjects acquitted in trial without jury USDC, District  
of North Dakota, 4/13/76.

- C -

DETAILS

STATISTICS TAKEN

MAY 13 1 53 PM '76

DATA PROCESSING  
SECTION-F

1

## FEDERAL BUREAU OF INVESTIGATION

Date of transcription 3/18/76

[redacted] Lieutenant of Police, Law Enforcement Services, Bureau of Indian Affairs, Cannon Ball, North Dakota, furnished a .38 caliber cartridge with a silver casing and copper jacketed bullet marked "W-W 38 Special" on the end of the casing. The casing was marked and retained for evidence. [redacted] obtained the cartridge from his ammunition belt which he wears when on duty. The above [redacted] cartridge is of the same type as was carried in [redacted] service revolver when RUSSELL CHARLES MEANS was shot in [redacted]. [redacted] furnished no written report concerning the shooting of MEANS to the Bureau of Indian Affairs, Fort Yates, or to anyone else, nor did [redacted].

[redacted]

b6  
b7c

Interviewed on 3/16/76 at Cannon Ball, North Dakota File # MP 89-231  
by SA [redacted] rjt Date dictated 3/18/76

## FEDERAL BUREAU OF INVESTIGATION

(1)

Date of transcription 3/23/76

[redacted] .38 caliber cartridge obtained by Special Agent [redacted] from Lieutenant [redacted], Law Enforcement Services, Bureau of Indian Affairs, Cannon Ball, North Dakota, on March 16, 1976, was submitted to [redacted] Attorney for RUSSELL CHARLES MEANS; by Special Agent [redacted] through [redacted] Secretary, [redacted] on March 16, 1976.

The cartridge was submitted to [redacted] in the presence of Special Agent [redacted] pursuant to the approval of HAROLD O. BULLIS, United States Attorney, Fargo, North Dakota.

b6  
b7C

Interviewed on 3/16/76 at Bismarck, North Dakota File # MP 89-231

by SA [redacted] cac Date dictated 3/22/76

1

## FEDERAL BUREAU OF INVESTIGATION

Date of transcription 3/29/76

[redacted] M.D., U.S. Public Health  
Service Hospital, Fort Yates, North Dakota, submitted to  
Special Agent [redacted] FBI, a copy of the  
"Clinical Record, Narrative Summary," dated June 9, 1975,  
relating to Dr. [redacted] treatment of RUSSELL MEANS on  
[redacted] A copy of the narrative summary is attached  
hereto.

b6  
b7C

---

Interviewed on 3/17/76 at Fort Yates, North Dakota File # MP 89-231by SA [redacted] rjt Date dictated 3/23/76

This document contains neither recommendations nor conclusions of the FBI. It is the property of the FBI and is loaned to your agency; it and its contents are not to be distributed outside your agency.

1

## FEDERAL BUREAU OF INVESTIGATION

Date of transcription 3/29/76

[redacted] M.D., Quain and Ramstad Clinic, 221 North Fifth Street, Bismarck, North Dakota, was presented for examination the Clinical Record-Narrative Summary prepared by [redacted] M.D., U.S. Public Health Service Hospital, Fort Yates, North Dakota, relating to [redacted] treatment of RUSSELL MEANS at Fort Yates on [redacted]

b6  
b7C

Dr. [redacted] treated RUSSELL MEANS at St. Alexius Hospital, Bismarck, North Dakota, from [redacted] until discharge on approximately June 14, 1976. Dr. [redacted] stated MEANS was treated for a "non-penetrating gunshot wound," which could be referred to as a superficial flesh wound.

Dr. [redacted] considered the report of Dr. [redacted] to be consistent with his findings, and noted that the bullet exited MEANS' body at a point 2½" above and 4" forward of the entry point.

Dr. [redacted] examination disclosed no "powder marks". He was unable to form any opinion as to the distance between MEANS and the gun at the time the shot was fired.

Interviewed on 3/19/76 at Bismarck, North Dakota File # MP 89-231

by SA [redacted] rjt Date dictated 3/23/76



## FEDERAL BUREAU OF INVESTIGATION

Date of transcription 4/5/76

[redacted] Fort Yates, North Dakota, provided the following information concerning events which took place on [redacted] involving RUSSELL CHARLES MEANS and [redacted] on North Dakota Highway 1806, near Cannon Ball, North Dakota, on the Standing Rock Indian Reservation:

On 6/7/75, [redacted] was at MEANS' residence at Bismarck, North Dakota. The time was approximately 9:00 a.m., and in addition to several people that [redacted] did not know, present were MEANS [redacted] and [redacted]. This group of people, including [redacted] left Bismarck at approximately noon on [redacted] and went to the bar at Huff, North Dakota, and later to the bar at Fort Rice, North Dakota.

At Fort Rice, RUSSELL MEANS, [redacted] [redacted] [redacted] and [redacted] went into the Fort Rice Bar. None of the girls accompanying the group went into the bar. RUSSELL MEANS carried a rifle into the bar with him. The rifle belonged to [redacted] and had been in [redacted] pickup truck. The gun was not loaded, [redacted] did not have any ammunition for the rifle, and [redacted] did not think RUSSELL MEANS had any ammunition for the rifle.

When they entered the bar, [redacted] observed 6 or 7 white people in the bar. Some unknown period of time prior to [redacted] several white people had beaten [redacted] and [redacted] at the Fort Rice Bar; however [redacted] had not been there at the time and he did not know if the people in the bar on [redacted] were the same ones who had beaten [redacted] and [redacted]. [redacted] did not see it happen, but in a few moments after they entered the Fort Rice Bar, [redacted] and a white person got into a fight and the white person was on the floor. [redacted] did not know whether or not anyone other than [redacted] hit the white person because [redacted] had his back turned at the time.

[redacted] and the aforementioned individuals left the Fort Rice Bar following the fight and drove in four vehicles to the Standing Rock Indian Reservation. When they arrived at a point just south of the [redacted] ranch, on North Dakota Highway 1806, [redacted] in his pickup truck, was the 4th vehicle in a caravan of 4 vehicles. The 3 vehicles in front of [redacted] stopped and as [redacted] stopped behind them, he noticed [redacted] police vehicle parked in the north-bound lane and [redacted] out in front of the car holding RUSSELL MEANS by the hair with his left hand. MEANS was sitting on the

Interviewed on 4/1/76 at Fort Yates, North Dakota File # MP 89-231

by SA [redacted] cf [redacted] Date dictated 4/5/76

(2)

payement leaning on his right hand with his left side towards [redacted] [redacted] had a gun in his right hand and [redacted] heard one shot go off. He assumed [redacted] had shot MEANS because the hand gun was pointed at MEANS and was about 3 or 4 feet from MEANS' left side. [redacted] put RUSSELL MEANS in the back seat of his police vehicle. [redacted] was already in the back seat. [redacted] was standing by the right side of the police vehicle pointing a shot gun at the people in the 4-car caravan, and stated, "None of you fuckers move or I'll shoot your heads off." They didn't move and [redacted] stayed inside his pickup where he was parked, approximately 50 yards from the police vehicle.

b6  
b7C

[redacted] could not recall who was in each of the vehicles; however, he believed [redacted] was in the first vehicle; [redacted] (last name unknown) was in the 2nd vehicle; [redacted] was in the 3rd vehicle; and [redacted] was in the 4th vehicle, a 1972 Dodge pickup with a shell-type camper in back. [redacted] did not know which car MEANS and POOR BEAR had gotten out of because it happened before [redacted] arrived.

After [redacted] departed the area with MEANS and [redacted] the four-car caravan followed the police vehicle to Fort Yates, North Dakota. [redacted] was not among those subsequently arrested in the caravan by police officers from Fort Yates, North Dakota.

[redacted] and his companions had been drinking beer during the day of 6/7/75. [redacted] believed he had approximately 4 beers. He could not recall how much RUSSELL MEANS and [redacted] drank during the day. [redacted] did not believe anyone in the group was intoxicated.

The following descriptive information concerning [redacted] was obtained through observation and interview:

Name	[redacted]
Race	American Indian
Sex	Male
Date of birth	[redacted]
Place of birth	Fort Yates, North Dakota
Height	5'10"
Weight	200 lbs.
Hair	Black
Eyes	Brown
Residence	Lives with father, [redacted] [redacted] of Fort Yates, North Dakota

Trial for [REDACTED] and RUSSELL CHARLES MEANS held in U.S. District Court at Fargo, North Dakota, April 6-9, 1976; and in U.S. District Court at Bismarck, North Dakota, April 12-13, 1976.

b6  
b7c

On April 13, 1976, a Judgment of Acquittal, signed by BRUCE M. VAN SICKLE, Judge, was filed in U.S. District Court at Fargo, North Dakota, in the action entitled United States of America, Plaintiff, vs. [REDACTED] Defendant, as follows:

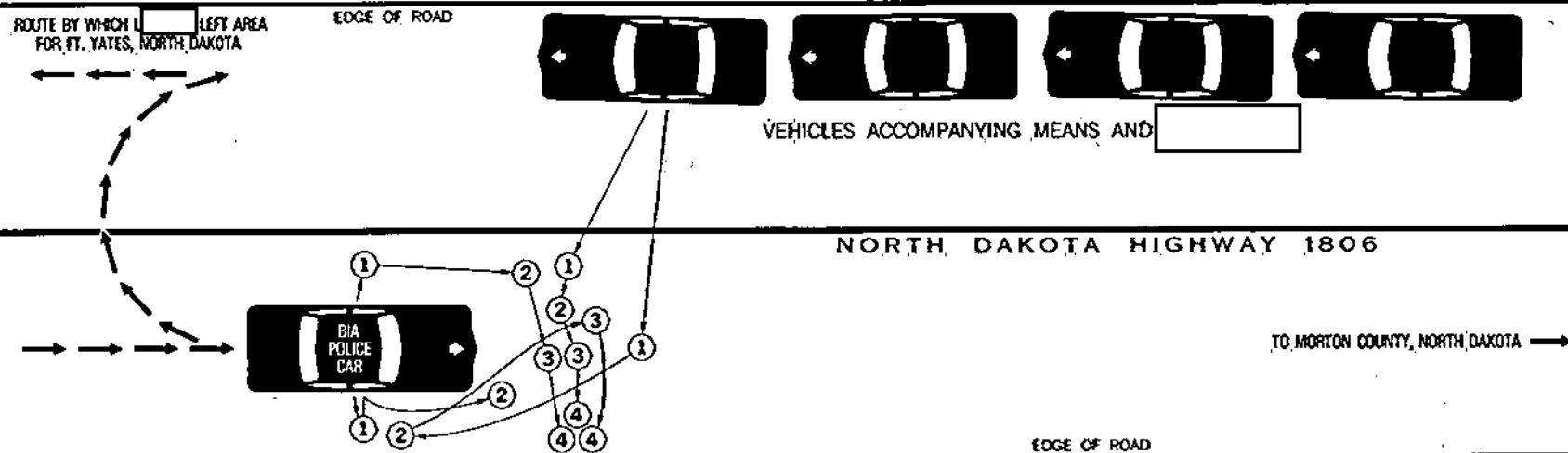
"The Defendant, [REDACTED] having moved for Judgment of Acquittal pursuant to Rule 29(a) of the Federal Rules of Criminal Procedure, upon the conclusion of the Plaintiff's case; this Court finds that the evidence is insufficient to sustain a conviction of the offense charged in the Indictment, and it is therefore, ordered and adjudged that the Defendant be, and he is hereby acquitted, and the Defendant is ordered released and his bond exonerated."

On April 13, 1976, a Judgment of Acquittal, signed by BRUCE M. VAN SICKLE, Judge, was filed in U.S. District Court, Bismarck, North Dakota, in the action entitled United States of America, Plaintiff, vs. RUSSELL CHARLES MEANS, Defendant, as follows:

"The above named Defendant, RUSSELL CHARLES MEANS, having heretofore entered his plea of Not Guilty to the charge contained in the Indictment on file herein, and having, in writing, waived his right to jury trial and trial before the Court having been completed; Now, therefore, the Court having heard the testimony of the parties and their witnesses, and having duly considered the same, together with the documentary evidence introduced by the respective parties and the argument of counsel, this Court finds that the Plaintiff has failed to prove the elements of the charge contained in the Indictment. It is ordered and adjudged that said Defendant, RUSSELL CHARLES MEANS, is Not Guilty as charged in the Indictment and the said Defendant be, and he is hereby discharged, and his bond is exonerated."

Exhibit based on testimony of Lieutenant [REDACTED] Bureau of Indian Affairs, Cannon Ball, North Dakota, follows:

**STANDING ROCK INDIAN RESERVATION**  
**Sioux County, North Dakota**



— LEGEND —

○ LT [redacted] Bureau of Indian Affairs

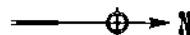
1. - GETS OUT OF BIA POLICE VEHICLE AFTER BEING STOPPED BY MEANS WHO HAD WALKED IN FRONT OF VEHICLE.
2. - IS CONFRONTED BY [redacted]
3. - MOVES TO STOP [redacted] FROM GOING TO WHERE MEANS IS SPEAKING WITH [redacted] PRESTS [redacted]
4. - PULLS [redacted] TO SIDE OF ROAD TO AVOID MEANS AND IS ATTACKED BY MEANS. THROWS MEANS TO THE GROUND CAUSING HIS SERVICE REVOLVER TO ACCIDENTALLY DISCHARGE STRIKING MEANS.

- [redacted]
1. - COMES FROM PARKED CAR AND SPEAKS TO LT [redacted]
  2. - MOVES TOWARD WHERE MEANS IS SPEAKING WITH [redacted]
  3. - IS STOPPED AND PLACED UNDER ARREST BY LT [redacted]
  4. - IS PULLED TO SIDE OF ROAD BY LT [redacted] WHO IS TRYING TO AVOID MEANS.

○ RUSSELL CHARLES MEANS

1. - COMES FROM PARKED CAR AND WALKS IN FRONT OF MOVING BIA POLICE VEHICLE DRIVEN BY [redacted] FORCING VEHICLE TO STOP. SPEAKS TO LT [redacted]
2. - GOES TO WHERE [redacted] IS STANDING AND SPEAKS TO HIM.
3. - RUNS TO WHERE LT [redacted] AND [redacted] ARE STRUGGLING.
4. - RUNS TO WHERE LT [redacted] HAS TAKEN [redacted] IS THROWN TO THE GROUND BY LT [redacted] AND IS STRUCK BY SHOT ACCIDENTALLY DISCHARGED FROM LT [redacted] SERVICE REVOLVER.

- [redacted]
1. - GETS OUT OF BIA POLICE VEHICLE AFTER BEING STOPPED BY MEANS AND WATCHES EVENTS BETWEEN LT [redacted] MEANS AND [redacted] MEANS WALKS TO WHERE [redacted] IS STANDING AND SPEAKS TO HIM.
  2. - OBSERVES INDIVIDUALS EXIT FROM FOUR PARKED CARS AND COME TOWARD LT [redacted] GETS LT [redacted] GUN OUT OF POLICE CAR AND FORCES INDIVIDUALS TO STOP AT GUNPOINT.



SAC, MINNEAPOLIS (89-231)

3-30-76

Director, FBI (89-3220)

RUSSELL, CHARLES MEANS:

LT. [REDACTED] BUREAU OF  
INDIAN AFFAIRS -VICTIM;  
AFO

b6  
b7c

Re urlet dated 7-10-75, urairtel dated 3-15-76 and  
Bureau telephone call to MP on 3-22-76.

There is (XX) being forwarded to AUSA [REDACTED] Bismarck,  
North Dakota ATTN: SA [REDACTED]

by Profit By Air, B/L #L0958476 one  
(method of transmittal) (number or quantity)  
Crime Scene Diagram  
(article(s) or item(s)) prepared by Exhibits Section,  
Administrative Division, re captioned matter.

The following action should be taken by your office:

- ☒ Check charts against submitted work papers or roughs.
- ☐ Advise of exact trial date, soon as known.
- ☒ After action completed advise Bureau, attention Exhibits Section, re use and value of charts. Include comments, if any, by court officers.
- ☐ Note list of chart titles on attached sheet.
- ☐ Note Exhibits Section Comments on attached sheet.

89-3220-

NOT RECORDED

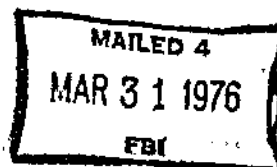
5 APR 1 1976

COMMENTS: Package contains one diagram of crime scene area, size 40" X 60", for courtroom use. Reference materials submitted with your request are being returned in same package together with three small copies of finished diagram.

## 1-Package

1-General Investigative Division (Mr. [REDACTED]) (Enc) (Sent Direct)

70 APR 5 1976  
F235  
MAIL ROOM ☐ TELETYPE UNIT ☐



UNITED STATES GOVERNMENT

# Memorandum

TO : DIRECTOR, FBI (89-3220)  
(ATTN: FBI LABORATORY, EXHIBITS SECTION)

DATE: 4/21/76

FROM : SAC, MINNEAPOLIS (89-231) (C)

SUBJECT: RUSSELL CHARLES MEANS.  
[REDACTED]

LT. [REDACTED] BUREAU OF  
INDIAN AFFAIRS - VICTIM  
AFO

OO: MINNEAPOLIS

ReBulet to Minneapolis, 3/30/76.

The crime scene diagram prepared by the Exhibits Section was used in the trial of captioned subjects, held in the District of North Dakota, 4/6-13/76. Small copies of the exhibit were submitted to prosecution and defense counsel. The 40" x 60" exhibit was used in Court by the prosecution relating to the testimony of Lt. [REDACTED] and was studied in chambers by Judge BRUCE M. VAN SICKLE. Jury trial was waived by the defendants.

Remarks by U.S. Attorney HAROLD G. BULLIS and Assistant U.S. Attorney [REDACTED] concerning the quality and technical excellence of the exhibit, were highly complimentary.

1 CC  
16224/2  
② - Bureau  
1 - Minneapolis  
jmf  
(3)

EX-112  
REC-1

U.S. DEPT. OF JUSTICE  
APR 22 5 57 PM '76  
EXHIBITS SECTION  
REC'D

APR 26 1976

THREE



208

61 JUN 15 1976  
4/30/76 Ht

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan

UNIFORM

# Memorandum



Exec AD Adm. \_\_\_\_\_  
 Exec AD Inv. \_\_\_\_\_  
 Exec AD LES \_\_\_\_\_  
 Asst. Dir. \_\_\_\_\_  
 Adm. Servs. \_\_\_\_\_  
 Crim. Inv. \_\_\_\_\_  
 Ident. \_\_\_\_\_  
 Intell. \_\_\_\_\_  
 Laboratory \_\_\_\_\_  
 Legal Coun. \_\_\_\_\_  
 Plan. & Insp. \_\_\_\_\_  
 Rec. Mgnt. \_\_\_\_\_  
 Tech. Servs. \_\_\_\_\_  
 Training \_\_\_\_\_  
 Off. of Cong. & Public Affs. \_\_\_\_\_  
 Telephone Rm. \_\_\_\_\_  
 Director's Sec'y \_\_\_\_\_

To : MR. [REDACTED]

Date 3/26/85

From : [REDACTED]

Subject : DISELL CHARLES MEANS.

DR. [REDACTED] BUREAU OF  
INDIAN AFFAIRS - VICTIM;  
 AFO

b6  
 b7C

*(EJO)*

**PURPOSE:** To submit all work requested of the Special Projects Section in connection with the above-captioned case.

**RECOMMENDATION:** That this memorandum and its enclosures be placed in the Bureau file.

APPROVED:

Adm. Servs. \_\_\_\_\_  
 Crim. Inv. \_\_\_\_\_  
 Laboratory \_\_\_\_\_  
 Legal Coun. \_\_\_\_\_  
 Off. of Cong. & Public Affs. \_\_\_\_\_  
 Ident. \_\_\_\_\_  
 Insp. \_\_\_\_\_  
 Intell. \_\_\_\_\_  
 Rec. Mgnt. \_\_\_\_\_  
 Tech. Servs. \_\_\_\_\_  
 Training \_\_\_\_\_

Director

Exec. AD-Adm. \_\_\_\_\_  
 Exec. AD-Inv. \_\_\_\_\_  
 Exec. AD-LES \_\_\_\_\_

**DETAILS:** All work requested of the Special Projects Section in captioned case has been completed. Therefore, the following items are being submitted for inclusion in Bureau file should they be needed for further reference:

1. Original artwork (negatives).
2. Rough drafts.
3. Memo dated 9/18/75.
4. Airtel dated 10/31/75.

5 ENCLOSURES  
 \*ENCLOSURE ATTACHED\*

89-3220-15

All work requested of the Special Projects Section in the above-captioned case was handled by Visual Information Specialist

Enclosures

89-3220

1/21/85

(2)

15 APR 4 1985

66 JUL 25 1985

Enclosures to Memo dated 3/26/85.

RE:

~~RUSSELL CHARLES MERRIS~~

DR. [REDACTED] BUREAU OF  
INDIAN AFFAIRS - VICTIM;  
APO

b6  
b7C

BU: 89-3220



17-320-15



UNITED STATES GOVERNMENT

# Memorandum

TO : MR.

DATE: 9/18/75

FROM : J.P. DUNPHY

SUBJECT:

ET AL;  
UNITED VIRGINIA BANK  
UNIVERSITY BRANCH  
310 NORTH SHAFER STREET  
RICHMOND, VIRGINIA  
1/6/75  
BR; COC; AFO

Re Richmond airtel dated 8/6/75.

Referenced airtel requested the preparation of a floor plan of captioned bank for courtroom use at trial of case set for 9/17/75 in USDC, Richmond, Virginia. Also requested were two 8" x 10" copies each of twenty-one 35 mm black-and-white negatives of interior and exterior of victim bank.

Floor plan diagram, size 30" x 40", was prepared by Exhibits Section. (copy attached)

Completed floor plan diagram, small copies of diagram and photographic enlargements of 35 mm negatives were picked up from the Security Patrol office, Room 1B-110, by Special Clerk,  from the Richmond office on 9/16/75. Rough draft floor plan sketch and 35 mm negative film strips submitted with request were also returned to Richmond Office in same package.

## RECOMMENDATION:

For Information Only.

(Bureau- 91-54290)

ENC.

1-General Investigative Division (Mr.  (Enc) (Sent Direct)

GCM/sjz

(3)

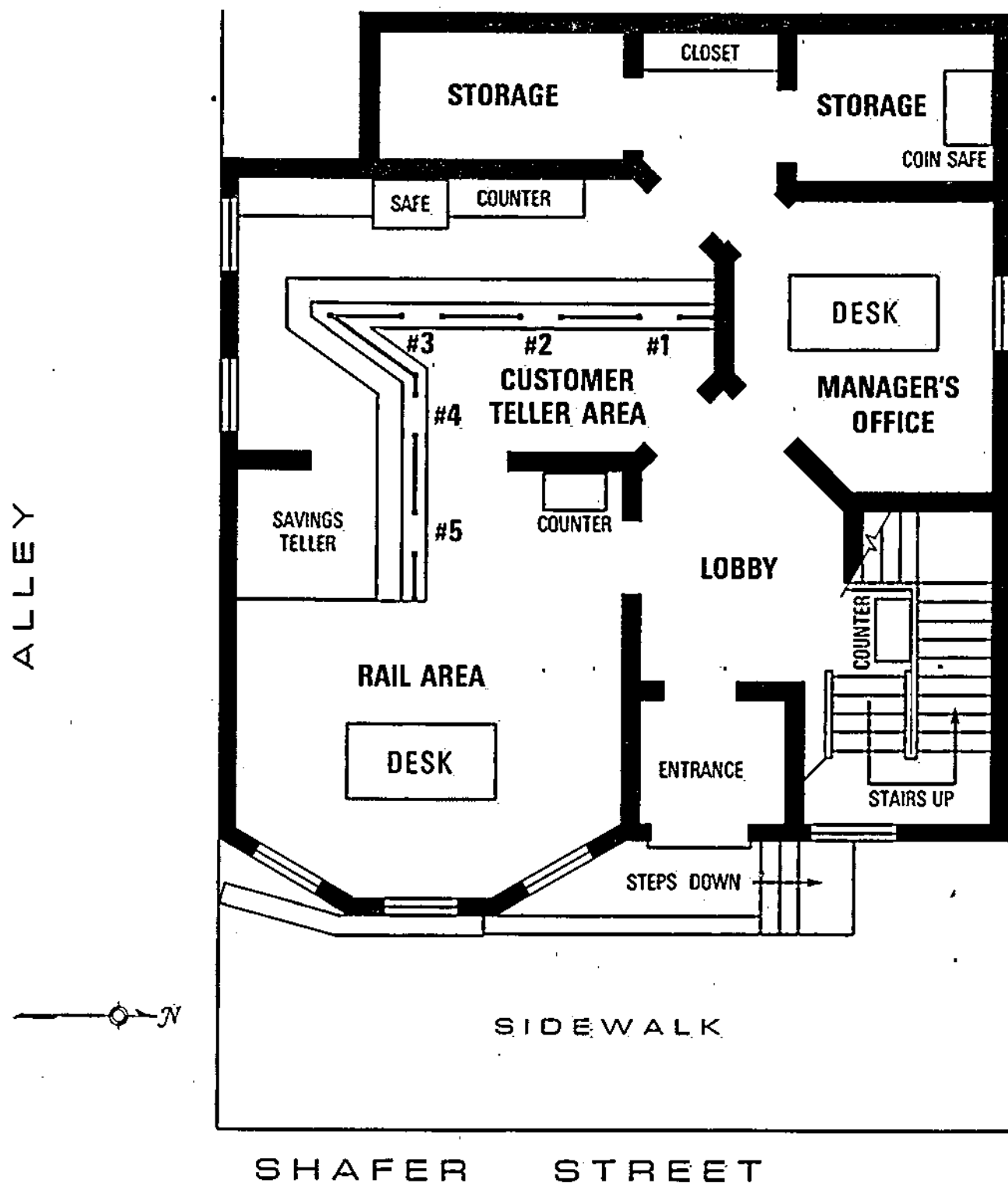
Assoc. Dir. \_\_\_\_\_  
Dep. AD Adm. \_\_\_\_\_  
Dep. AD Inv. \_\_\_\_\_  
Asst. Dir.: \_\_\_\_\_  
Admin. \_\_\_\_\_  
Comp. Syst. \_\_\_\_\_  
Ext. Affairs \_\_\_\_\_  
Files & Com. \_\_\_\_\_  
Gen. Inv. \_\_\_\_\_  
Ident. \_\_\_\_\_  
Inspection \_\_\_\_\_  
Intell. \_\_\_\_\_  
Laboratory \_\_\_\_\_  
Plan. & Eval. \_\_\_\_\_  
Spec. Inv. \_\_\_\_\_  
Training \_\_\_\_\_  
Legal Coun. \_\_\_\_\_  
Telephone Rm. \_\_\_\_\_  
Director Sec'y \_\_\_\_\_

b6  
b7c

W.O. # 89

**UNITED VIRGINIA BANK, UNIVERSITY BRANCH**  
**310 NORTH SHAFER STREET**  
**RICHMOND, VIRGINIA**

FIRST FLOOR PLAN AS OF JANUARY 6, 1975



10/31/75

AIRTEL

TO: DIRECTOR, FBI (29-72167)  
ATTENTION: ADMINISTRATIVE DIVISION  
EXHIBIT SECTION

FROM: SAC, NEW ORLEANS (29-1944) (P)

FORMER [REDACTED]  
MANSFIELD BANK AND TRUST COMPANY,  
MANSFIELD, LOUISIANA;  
BF&E

OO: New Orleans

Re New Orleans airtel to Bureau, dated 7/11/75,  
Bureau airtel to New Orleans, dated 7/23/75, New Orleans  
airtel to Bureau 7/16/75, and New Orleans report of SA  
[REDACTED], dated 10/8/75.

On 10/31/75, Assistant United States Attorney  
(AUSA) [REDACTED] Western District of Louisiana (WDLA),  
Shreveport, Louisiana, advised trial in this matter has been  
set for December 1, 1975. AUSA [REDACTED] advised subject  
steadfastly maintains innocence to his own attorney and  
chances of a guilty plea prior to trial appear remote.  
AUSA [REDACTED] requests the presence of SA [REDACTED] at this  
trial to assist him in the presentation of a case involving  
several hundred exhibits.

Unless advised to the contrary by the Bureau, SA  
[REDACTED] will comply with this request.

Referenced Bureau airtel of 7/23/75 indicated  
work would be held up on the preparation of requested "blow-

3-Bureau  
2-New Orleans

[REDACTED] prb  
(5)

b6  
b7C

NO 29-1944

prb

b6  
b7C

ups" of submitted FD-302s until new trial date had been set. Bureau is requested to prepare the "blow-ups" requested in referenced airtel of 7/11/75, and forward them directly to the FBI Resident Agency, Post Office Box 888, Alexandria, Louisiana, 71301, prior to trial.

Sioux County,  
No. Dakota;  
Standing  
Rock Indian  
Reservation



↑ To Morton County,  
North Dakota.

North  
↑

CODE

LT.

RUSSELL MEANS

b6  
b7c

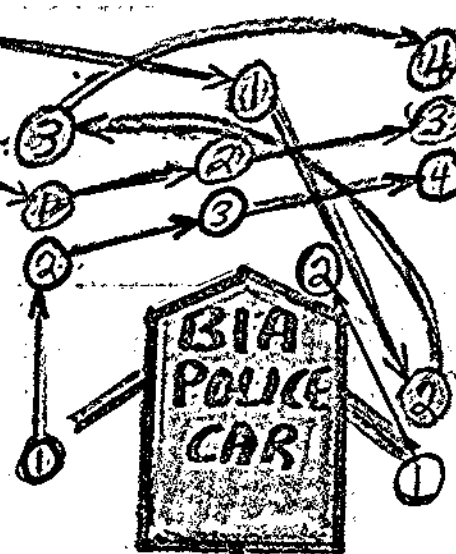
COPY

EDGE OF ROAD

Route by which Lt  
test area  
300 Ft. Yates, No. Dak.

CENTERLINE - NO. DAKOTA HIGHWAY 1806

EDGE OF ROAD



\* Vehicles accompanying  
Means

TO FT. YATES ↓

CODE FOR ATTACHED DIAGRAM

RED: LT. [ ] BUREAU OF INDIAN AFFAIRS

b6  
b7c

1. Lt. [ ] gets out of BIA police vehicle <sup>after being</sup> ~~when~~ stopped by ~~RUSSELL MEANS~~ who <sup>had walked</sup> ~~is standing~~ in front of ~~the~~ BIA car.
2. Lt. [ ] confronted by [ ]
3. Lt. [ ] moves to stop [ ] <sup>from going</sup> ~~who attempted~~ to go where ~~RUSSELL MEANS~~ <sup>is</sup> speaking <sup>with</sup> [ ] ~~is~~ arrested by Lt. [ ]
4. Lt. [ ] pulls [ ] to side of road to avoid ~~RUSSELL MEANS~~; ~~RUSSELL MEANS~~ attacks Lt. [ ] [ ] throws MEANS to ground; Lt. [ ] service revolver accidentally discharges striking RUSSELL MEANS.

BLUE: [ ]

1. [ ] comes from parked car <sup>and</sup> speaks to Lt. [ ]
2. [ ] moves towards location where ~~RUSSELL MEANS~~ speaking with [ ]
3. [ ] stopped and placed under arrest by Lt. [ ]
4. [ ] pulled to <sup>side</sup> ~~edge~~ of road by Lt. [ ] <sup>who is simultaneously</sup> ~~who is simultaneously~~ <sup>tries</sup> ~~attempts~~ to avoid ~~RUSSELL MEANS~~.

GREEN: RUSSELL CHARLES MEANS

1. ~~RUSSELL MEANS~~ comes from parked car <sup>and</sup> walks in front of moving police vehicle driven by Lt. [ ] forcing vehicle to stop. MEANS speaks to Lt. [ ]
2. ~~MEANS~~ MEANS goes over to where [ ] <sup>and</sup> is standing, speaks to him. [ ]
3. MEANS runs over to where Lt. [ ] and [ ] are struggling.
4. MEANS runs over to where Lt. [ ] has taken [ ] MEANS is thrown to ground by Lt. [ ] <sup>which causes his</sup> ~~revolver~~ <sup>to</sup> discharge.

CODE FOR ATTACHED DIAGRAM (CONTINUED)

BLACK: [redacted]

b6  
b7C

1. [redacted] *standing beside police car* watches events between LT. [redacted] ~~and [redacted]~~ MEANS and [redacted] MEANS speaks to [redacted] *walking to where [redacted] is standing* after
2. [redacted] observes individual from 4 parked cars exiting vehicles and come towards LT. [redacted] gets Lt. [redacted] shotgun out of police car and forces individuals to stop at gunpoint.

89-3220-15